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(FIFTEENTH REPORT, APPENDIX, PART III.)

THE
MANUSCRIPTS
OF

CHARLES HALIDAY, Esq.,

OF DUBLIN.

ACTS OF THE PRIVY COUNCIL IN IRELAND,
1556-1571.

Presented to both Houses of Parliament by Command of Her Majesty.

*Bound with 2 others (Duke of Somerset
and
Hope-Johnston)*



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CONTENTS.

	Page
INTRODUCTION - - - - -	iii
ACTS OF THE PRIVY COUNCIL IN IRELAND, 1556-1571 -	1
SIR WILLIAM USSHER'S TABLE TO THE COUNCIL BOOK -	257

APPENDIX.

I. TABLE TO THE RED COUNCIL BOOK, IRELAND -	273
II. TABLE OF THE PRINCIPAL MATTERS CONTAINED IN THE COUNCIL BOOK, IRELAND, WHICH BEGAN 1 APRIL, 1571	282
III. TABLE OF THE COUNCIL BOOK, IRELAND, WHICH BEGAN IN 1589 - - - - -	294

INTRODUCTION.

THE Book of the Privy Council in Ireland, here printed for the first time, commences on the twenty-sixth day of May 1556, and ends on the twenty-second of March 1570-71.

The manuscript is on paper of foolscap size ; most of its leaves are written on both sides with wide margins. Some leaves are blank, but all are marked in front at head in Arabic figures, and the final leaf is numbered 343.

The penmanship throughout the book is in styles known in England at the time as "text," "secretary," and "Italic" hands. Throughout the manuscript the orthography in English and Latin is irregular, with many abbreviations ; Irish local and personal names in it are written in semi-Anglicised and phonetic forms, which contrast strangely with the originals in Gaelic.

The writing of the first portion of the body of the book may be assumed to have been executed by or under the supervision of John Goldsmyth, who had been appointed Clerk of the Council in Ireland in 1543. Goldsmyth's name appears on two pages of the manuscript before us in connexion with transcripts of documents. After Goldsmyth's decease Ralph Coccrell was in August 1558 appointed Clerk of the Council, and became official custodian of this register.

In relation to the English Government in Ireland, and the methods of its administrators in part of the second half of the sixteenth century, this Council book furnishes new and original information. It also affords valuable aid towards supplementing the contents of State Papers and contemporary writings hitherto incomplete.

The limits of this Introduction, however, will only admit of brief observations on some of the contents of the Council book, and on circumstances connected with its preservation.

In the first years of the period included in this volume the office of Chief Governor in Ireland for England was filled

by Thomas Radcliffe, Lord FitzWalter, Earl of Sussex. During his occasional visits to England, his brothers-in-law, Sir Henry Sydney, vice-treasurer, and Sir William Fitzwilliams, treasurer at wars, were appointed to act as Deputies or Lords Justices for the government in Ireland.

After the retirement of Sussex from office in Ireland the post of deputy governor there was, from 1564 to 1571, entrusted at intervals to Sir Nicholas Arnold, Marshal of the Queen's Army, Sir Henry Sydney, Dean Robert Weston, Lord Chancellor, and Sir William Fitzwilliams.

In the sixteenth century the Council in Ireland of the King of England was also known as the Privy Council. It consisted of the chief governor for the time being, with the Peers, Archbishops, Bishops, Lord Chancellor, Judges, principal State officials, and Deans of Cathedrals. The proceedings of the Council in Ireland were on important matters regulated mainly by instructions from the administrators of the Government in England, with whom constant communication was maintained.

The meetings of the Council in Ireland were held at Dublin, in the castle, Christ's Church, St. Patrick's Cathedral, St. Sepulchre's, the Archbishop's residence, or at Kilmainham in the priory which had belonged to the knights of St. John of Jerusalem. According to exigencies in local matters the Council met at Belfast, Drogheda, Dundalk, Leighlin, Limerick, Navan, Newry, Philipstown, Ross, Waterford, and other places.

In the period under notice the chief governor and members of the Council who took part in any of its meetings and concurred in its acts signed the record when written in this book. The autograph of the chief governor generally stands at the head of the entry for the day and the signatures of the other members who were present appear at the end. Many of the autographs of the English as well as of the Anglo-Irish councillors are partly abbreviated and indicate little skill in penmanship or orthography.¹

Records are extant in the Council book of the delivery of the great seals and curial seals for Ireland of Philip and Mary in 1558 and of Elizabeth in 1559. In presence of the Council at

¹ See "Facsimiles of National Manuscripts of Ireland," Part IV., London, 1882,

Dublin the great seal was delivered by the Earl of Sussex to the Chancellor and those for the law courts to the judges. At the same time the seals previously in use were broken and defaced.

From an unique manuscript leaf formerly in the collection of Sir Robert Cotton it appears that the Earl of Sussex, Lord Lieutenant of Ireland, was authorised in 1561-2 to bring to Queen Elizabeth the Council book here printed as well as the official volume which immediately preceded it in point of date.¹

The subjects which came under the consideration of the Council and on which entries appear in the Council book were diverse in character. Among them the following may be mentioned: Measures for expulsion of armed Scots from Ireland; transactions with and outlawry of Shane O'Neill; reduction of Ulster to shire ground; subjection of Leinster septs and conversion of their lands into counties; arrangements between the Earl of Clanricarde and his kinsmen with the town of Galway; contentions between the Earl of Ormonde, Earl of Desmond and Baron of Upper Ossory; revolt of the brothers of the Earl of Ormonde; imprisonment of Thomas Stucley; applications from Spain for Irish hawks and hounds; claims from foreign merchants on ships and cargoes; projects for a university at Dublin, and a free-school at Galway.

In the Council book are entered copies of Governmental "indentures" with native Irish lords, who under these instruments covenanted to become faithful subjects to England.

Among compacts of this class which appear here between 1557 and 1566, written in Latin, are those in connexion with

¹ The entry is as follows:—

"T. Sussex.—Memorandum: That where it is thought necessarie that the Quens majestie shulde see and consider certen thinges conteyned within the olde and newe counsell bookes as well towching Shane Onele and others for causes of this realme: it is agreed by us the Lorde Levtenant and Councell whoes names be hereunto subscribed that the said twoe books shalbe caryed over to her Highnes by the Erle of Sussex, her Majesties Levtenant, and to [be] by him returned hether at her Majesties pleasure.

Even at Kilmanain, the xiii of January, 1561[2].

H. Dublin, cano.—Thomas Ormonde, Ossory.—W. Fytzwylliams.—Jaques Wingfeld.—Henry Radeclaffe.—Thomas Cusake.—Francis Agarde.—John Chaloner."

Endorsed: "A concordatum for carying over of the counsell books,"

MS. Titus B. XIII. f. 80, British Museum.

the following: O'Carroll, O'Connor Sligo, O'Donnell, O'Farrell Bane, O'Molaghlín, O'Molloy, and O'Reilly.

Latin, it will be seen from the present volume, was in those times often used in communications and transactions between the chief governor and Council and native Irish lords. A proclamation issued in 1557 by the chief governor and Council contained a notification that it has been written in Latin with a view to having it fully understood by the leaders in the Irish districts to whom it was addressed. The writer of a letter to the Privy Council at Dublin mentioned that the Bishop of Clonfert, uncle of the Earl of Clanricarde, as well as the brothers of that nobleman and other lords and gentlemen of Connacht of the best houses, could neither speak nor understand the English language. John Lie, gentleman, is mentioned in 1567 as interpreter to the State.

An agreement concluded between the Queen's commissioners and Torlogh Luineach O'Neill, chief of Tyrone in 1570-1, was written in Latin. It was entitled "*Ordo concordie seu pacis*," and O'Neill was styled in it "*principalis sue gentis et cognominis*." The style of diplomacy deemed effective for this Ulster chief is partly exhibited in the following passages in the instructions to Her Majesty's Commissioners accredited to O'Neill:

"You shall procure Tirrilloghe Leonaghe to come to the Newry or Dundalk or as near the borders as you can, but if you cannot we refer to your discretions to make choice of the place of meeting as you shall think meetest; and even so of the time and the allowance of such persons as shall be sent to talk with you.

"You may put him in despair of all foreign help, the Queen of Scots being prisoner in England, the King there maintained by the Queen our mistresses power. France so wasted and weary of war at home they rather seek friendship with our Queen than any way to annoy her. Spain vehemently afflicted with Moors and otherwise in great towardness of amity with us."

The Council book contains hitherto unpublished documents of interest in connexion with Conor O'Brien, Earl of Thomond, the oath taken by him to renounce for ever the name of

O'Brien; two letters from Queen Elizabeth in relation to his flight to France, and his sojourn under surveillance in England. There are also papers here on his return to Ireland and unconditional submission in person before the Lord Deputy and Council.

Complaints were addressed to the Council by gentlemen and freeholders of parts of the county of Waterford against the Lord Power, "Captain of the Powers' country." They averred that Lord Power, over and above the number of kerns and horsemen allowed him by order of the council, frequently surcharged and burthened the county of Waterford with superfluous and extraordinary numbers of the companies of the Earl of Desmond, the Earl of Ormonde, and the Earl of Kildare.

The complainants added that the Lord Power, "according to the custom of mere Irishmen," did at such times as he went to Dublin tax and cess the gentlemen and inhabitants at such sums of money for his expenses "as he thought good."

On settlements of controversies between persons of importance before the chief governor it would appear that the parties usually indicated their intended adherence to the compacts by placing their hands in his.

Notwithstanding Governmental condemnation of native Irish law we find that in 1558 the English administrators in Ireland issued a decree enjoining observance of orders made by Brehons in controversies between parties in a district of Tipperary.

In connexion with corn in Ireland, towards the middle of the sixteenth century it will be seen that the peck was the common measure. The rate for wheat by the peck was usually about four shillings, and twenty pence for the same measure of oats. For a bullock the price was twelve shillings, and for a hog two shillings and eight pence.

The Queen's monies current in Ireland and arrangements in connexion with coins formed the subjects of several proclamations issued at Dublin by the Lord Deputy and Council. Testons, "red harps," "rose half-pence," and particulars in connexion with them are mentioned in these ordinances.

Much of the Council's attention was necessarily directed to measures for defence of the English territories in Ireland;

maintenance of forts and garrisons, and repression of hostile movements.

Many entries appear in the Council book in connexion with proclamations for "hostings," or military expeditions, as well as for "cesses" to supply provisions for Governmental purposes.¹

At "hostings" the armed men between the ages of 16 and 60 from various districts, with their captains, were mustered under standards and ensigns bearing the red cross of St. George. The forces consisted of horse and foot, archers, gunners, galloglasses² and kerns. Compulsory service was also exacted from drivers with horses and carts, and from labourers, in large numbers, to open passes and roads, and to repair or build fortifications.

To provide against enemies from the sea, beacons were ordered to be set up along the coast of the English districts. Upon warning given by fire or smoke the captains of the localities, with the men under their command, were to take up their positions at the places assigned to them.

The ultimate courses adopted by the Lord Deputy and Council in relation to persons whom they had denounced as "traitors and rebels" are exhibited in two proclamations entered in the Council book. By the first of these, in 1556, one hundred pounds was offered to anyone who would bring in the "traitor and rebel," Donogh O'Connor, or his head. At the foot of this ordinance is a statement that two members of the council, the Archbishop of Dublin and the Bishop of Meath, "did forbear to assent to that portion of the order " which touched the life of man, lest they should incur the " danger of irregularity."

The second of the proclamations referred to was against Shane O'Neill of Tyrone, who, it was stated, had brought the " whole North of Ireland in subjection to him and under his " rule, wherein he had a scope of a hundred and twenty miles

¹ Brief excerpts from the Council book in relation to "cesses" are extant among the manuscripts collected by Sir George Carew in the early part of the seventeenth century.

² Heavy armed foot soldiers. The term "spar of galloglasses" was used to designate a galloglass soldier, with the bearer of his arms, and a boy to carry his provisions.

" long and a hundred odd miles broad." The Lord Deputy and Council denounced O'Neill as a rebel and traitor, and offered one thousand pounds for his body, a thousand marks for his head, and five hundred pounds to any person who by direct or indirect means killed him, " though he brought neither " the head nor the body." A notification in Latin concerning the proclamation against O'Neill was at the same time addressed by the Lord Deputy and Council to the Irish lords in Ulster. Portions of the English proclamation of the Council was embodied in the statute for the attainder of Shane O'Neill in 1569.

Commissions were, from time to time, issued by the Council for pursuing rebels with fire and sword in their own territories and elsewhere. Penalty of hanging was incurred by persons travelling by night unless they were accompanied by " some " honest men in English apparel."

The entries in the Council book are not in chronological sequence. From the 10th of December 1564, when Sir Nicholas Arnold was Lord Justice of Ireland, no acts of the Council are entered in this book till February 1565-6, at which time the office of chief governor was filled by Sir Henry Sydney.

The absence of entries in that interval may perhaps be accounted for by the dissensions which existed between Arnold and members of the Privy Council in Ireland.

Sir Henry Sydney in a letter to Cecil in 1567 wrote: " There " is no servant in Christendom that indureth greater toil of " mind and body than I do, nor that with so little assistance " wieldeth so weighty matters."

The contents of the Council book are printed without abbreviation in the present volume in the order in which they stand in the manuscript. To facilitate reference, head numbers have been prefixed to the entries and marginal notes indicating the pages of the original are given throughout.

In the Council book are entered forms of the oaths for Privy Councillors in Ireland. There is also here a copy of the oath administered to William Usher or Ussher, who was admitted clerk of the Privy Council in Ireland in 1594.

At head of the initial page of the manuscript is a memorandum in which Sir William Ussher stated that on the 19th of September 1609, he " ended the table of all the particular

" matters contained in this book." ¹ Subsequently, for more than two centuries, the existence of this Council book appears to have been unknown to historical investigators.

Towards the year 1850 the Council book was purchased by Mr. Charles Haliday, Governor of the Bank of Ireland, Dublin, an assiduous collector of books and documents relating to Irish affairs. After the decease of Mr. Haliday in 1866 the manuscript was presented to the Royal Irish Academy, Dublin.

The table which Ussher compiled in 1609 to the Council book, and which is here printed, remained long in obscurity and apart from the manuscript to which it referred.

I have found that this table, bound with other papers, was for a time in possession of Sir James Ware, and that the volume in which it was included passed successively to Henry Earl of Clarendon, Archbishop Tenison, James Duke of Chandos, Dean Milles of Exeter, and finally to the British Museum.²

The book of the Privy Council in Ireland, which in order of date preceded that of 1556-1570-1, here printed, was styled the "Red Council Book." It was stated to have been commenced in 1542-3, but it appears to have contained copies of earlier documents, and, according to Sir Henry Sydney, was the oldest Council book of Ireland known in his time. The "Red Council Book" has long been regarded as lost, but a succinct table of its contents, apparently compiled by Sir William Ussher, has been preserved.³ This table is printed for the first time in the present publication, together with lists⁴ hitherto unpublished of contents of two council books of Ireland which are also missing, and which commenced respectively in 1571 and 1589.

It is to be hoped that through the labours of the Historical Manuscripts Commission these important volumes may yet be brought to light.

JOHN T. GILBERT,

Villa Nova, Blackrock, Dublin,
26th October 1896.

¹ James Howell, author of *Epistolæ Ho-Elianæ*, visited Dublin in 1639, with a view to obtaining a reversionary grant of Ussher's office as clerk of the Council. Ussher was then, according to Howell, "very aged and bedrid." He, however, survived till 1659.

^{2, 3, 4} Add. MS. 4792.

ACTS OF THE PRIVY COUNCIL IN IRELAND,
1556-1571.

CORRIGENDA.

Page 32, l. 32, for *strange* read *stronge*.

„ 73, ll. 40, 41, for *sterling*. *The pecke*, read *sterling, the pecke* ;

„ 74, l. 46, for XCI. read XC.

„ 75, l. 5, for XCIA. read XCI.

„ 126, l. 40, for *handreth* read *hundrethe*.

„ 133, margin, for 178*b* read 187*b*.

„ 185, l. 11, for *subsequuntum* read *subsequentium*.

ACTS OF PRIVY COUNCIL IN IRELAND.

ACTS OF THE PRIVY COUNCIL IN IRELAND, 1556-1571.—
MS. OF CHARLES HALIDAY, ESQ., M.R.I.A.—BY JOHN
T. GILBERT, LL.D., F.S.A.

"The Lieger or counsell booke, made and sett fourthe by the right honorable sir Thomas Radcliffe, knight, lorde Fitzwalter, lord deputie of the realme of Ireland, who toke his othe in Christes church,¹ and enterid into the governmente of this the king and quens majesties sayde realme, the xxvith day of May in the seconde and thirde yeres of ther majesties moste prosperous raignes."

1556.

A proclamacyon :

fol. 1.

T. Fytzwauters.—Forasmoche as the king and quenes majesties pleasure ys that all suche sommes of money as are due to be payed by their majesties to any maner of person within this their graces realme of Irelande shulde be aunswered and payed with all expedicyon, as well for anything payable by their majesties to the contry or otherwyse as for victailles and other necessaryes impressed to the souldyour :

We woll, and in their highness name charge and commande that all and every suche personne shall betwixte this and thende of xx^{tie} dayes nexte comyng bryng in their bookes, taylles and severall bylles, mentyonnyng ther perticular debtes, whiche bookes and skrolles we woll also shalbe brought and delyvered to the handes of us, the lorde deputie.

And for that we thinke yt not expedyente to burdeyne every perticuler personne² of the cuntry to travayll hither with his sayde rekonyng, our pleasure ys that two of every paryshe or more (yf they thinke yt so good, beyng sufficiently auctorysed for the reste) shall make their repayre by the daye above lymyted, brynging with them their sayde severall wrytinges and taylles, or at any tyme betwixte this and the saide twentieth daye, where, God wylling, order shalbe taken for their undelayed satisfactyon and payement as shall appertayne.

Yeoven at Dublin the xxviith of Maye, 1556.—God save the kyng and the quene.

[II.] A lettre dyrected to the mayor and constable of the king and quenes majesties towne and castell of Knockfergus :³

fol. 2.

We grete you well : And understanding that certeyn vycTAILLES and other like provysion lately pertaynyng to Hughe Mac Nele Oge remayneth at this present in your custody, we have thought good, for the saufekeeping of the same provision, to give you in chardge that no parte therof be purloyned or dismynyshed but reserved entier till further

¹ Dublin.

² Personne] Parsonne, MS.

³ Carrickfergus, co. Antrim.

1556.

order shalbe taken, and that in case any in those parties shall clayme or challenge to have any parcell thereof, we eftesones commande you to make no delyvery to any parson till our furdre pleasure be signyfyed in that behalfe.

And for that Phelym Baccaghes¹ sonnes have byn here with us, humbly submytting themselves to serve the kings and queenes majesties, lyke as by reporte they have of long tyme don, we shall requyre you in their honeste procedinges to use them accordingly :

And lykewyse yf the Skottes shal at any tyme attempte to annoye the same Phelyms sonnes, or any their servauntes and followers, and that they for refuge flye unto that ther majesties towne of Knockefergus, we shall requyre you in that case to be ayding and assisting unto them from tyme to tyme, and to succour them bothe within your sayde towne and lyberties of the same.

We also requyre you that for suche horses and men as they say they have with your good will so used to have amouge you, that they may still contynue the same til our furdre pleasure be signyfyed unto you, and so long as ye shall consider them to be good and faithfull subjects. Fare ye well. From Dublin this xxixth of Maye, 1556.

fol. 2b.

Post scripta : Ye shall understond that the saide Phelym Baccaghes sonnes for any contencion or vyanace betwixte Phelym Duffe and them have promysed to kepe ther majesties peace and in no wyse the one to breake upon the other till we may take order ; and therefore we woll ye so signyfie to the same Phelym Duffe, to thintente he maye for his parte doo the semblable, and not to revenge their severall injuries till our repaire amouge them ; and so we woll ye chardge the saide Phelym Duffe in our name.

fol. 3.

[III.]—Apud Dubliniam, tertio Junii, anno regnorum regis et regine Philippi et Marie secundo et tertio [1556] :

T. Fytswauters.—It ys concluded by us, the lord deputie, the lordes spirituall and temporall of the realme, and the reste of their majesties' counsaill of the same whose names be hereunto subscribed, that, for soondry consyderations towching the service of their majesties, the quyte of this their realme and subjectes and thexpulsing of the Skottes out of the northe parties of the same, there shalbe a generall hostyng for six wekes, to be proclaimed after the olde custome by wrytt, at the rate of thre plowe lande to a carte, and to begynne at such tyme as we, the sayde lorde deputie, for that purpose shall thinke moste requysite, who have nowe concludid upon the seconde daye of July nexte commyng, and to assemble the saide daye at Ratheskeaghe, besydes Dundalke.

H. Dublin, cano.²—G. Armachanus.³—G. Kyldare.⁴—Will. Midensis.⁵—Roland Baltynglas.⁶—J. of Slane.⁷—Richard Delvin.⁸—Christofor of Kyllene.⁹—P. Barnewall, lord of T[r]ymleteston].—Thomas Louithe.¹⁰—

¹ In Irish : baccach, lame ; Latinized—" claudus," see p. 9.

² Hugh Curwen, archbishop of Dublin, lord chancellor, Ireland.

³ George Dowdall, archbishop of Armagh, primate.

⁴ Gerald Fitz Gerald, earl of Kildare.

⁵ William Walsh, bishop of Meath.

⁶ Roland Fitz Eustace, viscount Baltinglas.

⁷ James Fleming, baron of Slane.

⁸ Richard Nugent, baron of Delvin.

⁹ Christopher Plunket, baron of Killeen.

¹⁰ Thomas Plunket, baron of Louth.

Wyll: Fytzwylliams.—Gerald Aylmer.¹—John Bathe.²—Thomas Lokwood.³—H. Sydney.⁴—Francis Harbard.⁵—John Parker.⁶—John Plunket.⁷

1556.

[IV.]—By the lorde deputie and counsell :

fol. 3b.

T. Fytswauters.—To all and every the king and quenes majesties officers, mynysters and subjectes, and to every of them to whome yt shall appertayne, gretynge :

Lattynge you wytt that forasmuche as yt ys considered that their majesties forte and garrison in Lexe⁸ ys at this present disfurnyshed of necessary provysion, (chieffely wheate and malte,) we have therefore, for the spedy revytailling of the same holde, by theas presents auctorysed capytayne Lyppiet and capytayne Portesse, bearers hereof, to take up in all places within the counties of Dublyn and Kildare suche proportion of grayne as they, or either of them, shall for the purpose aforesaide thinke requysite and expedyente, aunswering the parties forthwith in ready money for every pecke of wheate and bere malte v.s., sterling, the pecke, and for every pecke woote malte iii.s. iiiii.d., sterling, the pecke.

And furder we doo by warrante hereof auctorise theas saide bearers to take up for conveyance of the said corne from tyme to tyme garrans and horses, in all places within the saide counties, as their necessite in this case for the servyce of their majesties and supplie of the presente wante shall requyre, payeng likewyse at reasonable pryses redy mony for the same; willing and commanding all and every their majesties said officers at all tymes and in all places to be ayding and assisting the sayde Lyppiet and Portesse, or either of them, for the better execution hereof as shall appertayne and as they woll answer to the contrary at their perilles.

Yeoven at their majesties manour of Kylmaynan,⁹ the viiith of June, 1556.

Post scripta: Provided alwaies that by vertue of this commission they shall not take above the nombre of thre hundred peckes, that is to saye, one hundreth peckes wheate, and two hundreth peckes malte, two partes wote malte and thother bere malte.

H. Dublin, canc.—Wyll: Fytzwylliams.—John Travers.—H. Sydney.

[V.] Instrucons given the xiith of June, anno 1556, by the fol. 4.

lorde deputie and counsell to John Basyng, William Turnour, Thomas Smyth, Henry Cowley, William Piers, Thomas Browne, John Muns, Robarte Cowley, and Hughe Robarte, and to every of them, appoynted to goo with the quenes majesties shippes northwarde, and by them and every of them to be putt in execution as shall appertayne :

T. Fytswauters.—[1.] Furste: Smyth shall, with fyfty souldyours, enter the Mary Wylloby; Cowley, with fyfty others, shall enter the Gerfawcon; Thomas Browne, with Smythes pety capytayne, shall enter the Dooble Rose, with xxv.; and Muns, with thothers namyd in theas

¹ Chief justice, queen's bench, Ireland.

² Sergeant-at-law.

³ Dean of Christ Church, Dublin.

⁴ Vice-treasurer and receiver-general, Ireland.

⁵ Appointed member of the privy council, Ireland, in 1547.

⁶ Master of the Rolls, Ireland.

⁷ Of Donsoghly, co. Dublin.

⁸ Now portion of the Queen's county.

⁹ Kilmainham, near Dublin.

instructyous, shall enter the Flower-de-luce, with xxv; and they shall doo as hereafter followeth :

[2.] Item: The Mary Wylloby, Pierses two shippes, and his three pynnaces shall take their course towardes the Scottyshe shore, and, repaying to the Banne¹ with as moche spede as they possibly maye, they shall by the waye on the Skottyshe coste destroye all the galleys they maye conveniently come by.

[3.] Item: The Gurfawkon, the Dooble Rose, and the Flower-de-luce shall take their course the nexte waye to the Ragheryns with all possible spede; and, destroying all the gallies they shall fynde on the Irish coste by the waye, they shall staye at the Ragheryns,² about the landing place there, and not only destroye the gallies there, and kepe suche as be already within the ylande from ypsuyng oute, but also kepe all others, as well from Scottelande as from Irelande, from enterying into the sayde ylande.

fol. 4b.

[4.] Item: They shall not lande in any place excepte they may be assured to annoyne the ennemye and retorne agayne withoute daunger of hurte or losse.

[5.] Item: They shall doo that in them lyeth to take all shippes, gallies, or other vessels that shalbe either at the sayde Banne or in eny other place apon the coste of Irelande, or that shall passe betwene Irelande and Scottelande, and generally to kepe the seas, that no shippe, galley or other bote passe betweene Scottelande and Irelande, or Ireland and Scotteland, with eny Skottes.

[6.] Item: They shall, as occasion shall serve, geve such warnyng one to another as they maye alwaies be in a readynes to succour the one other for their suertye.

[7.] Item: They shall with all convenyente spede as well advertise us of their dooinges as also of all other thinges that they can have any intelligence of towching the dooing of the Skottes and for thadvancement of the quenes majesties service.

[8.] Item: They shall from tyme to tyme sende to Knockefergus to knowe whether there have come any advertysemente from us hither to be sente to them.

All whiche articles they shall observe as moche as in them lyeth as they woll answer to the contrary at their perilles.

H. Dublin, cano.—Wyll. Fytswylliams.—John Travers.—H. Sydney.

fol. 5.

[VI.]—At Kylmaynan, the xviith daye of June, anno 1556 :

T. Fytswauters.—Wheare the barone of Upper Ossory³ appearing before us, the lorde deputie and counsaill, whoose names ar hereunto subscribed, for certeyn vryANCES moved and depending betwixte therle of Ormonde⁴ and hym, hathe not onely for the fynall determynacyon of the same refused to stonde to order, but also apon demande of certeyne pledges to be by hym delyvered, for that he hathe no auctorytie or grounde for any order passed betwixte the same erle and hym to detayne them (as his owne lerned counsell affirmed) hathe very arrogantly and disobediently used himselfe before us, bothe contrary his duetie to the king and quenes majesties and in contempte of our auctorytie: it ys condescendid and agreid that the same baron for suche

¹ Bann, river, Ulster.

² Raghlin.

³ Barnaby Fitz Patrick.

⁴ Thomas Butler.

arrogancy and disobedience shalbe commytted to ther highnes castell of Dublin, there to remayne during our furder pleasure. 1556.

H. Dublin, canc.—Wyll: Fytzwylliams.—John Travers.—H. Sydney.
—D. Hay of Sleade.

[VII.]—At Kilmaynan, the sixth of June, anno 1556 :

fol. 5b.

T. Fytswauters.—Wheare we, the lorde deputie and counsaill, have receyved the quenes majesties letters commanding us that after we shall have perused and considered the prestes and disbursementes and other the rekenynges of sir Anthony Sentleger duryng the tyme of his being deputie¹ here, and taken their accompte of the same, whether he shalbe founde indebted to her majestie or in surplusage, we shall take suche order as the debtes whiche the sayde sir Anthony oweth within this the realme of Irelande be paid and discharged of suche her majesties treasure as was of late sente over.

Forasmuche as thauditour can not, as he sayeth, for wante of certen bookes procede to the taking of the true accompte of the said sir Anthony, and yet yt appeareth unto us that her majesties pleasure and meanyng of her lettre ys his debtes shulde be payde :

We, therefore, the saide lord deputie and counsell, have agreid and ordered that the saide debtes of the saide sir Anthony, being thre thowsande two hundreth threscore fourtene poundes, xiiiid., sterling, as appeareth by a booke delyvered by the sayde sir Anthony and subscribed with his hande, shalbe paid in forme following, videlicet :

That the saide sir Anthony shall enter in bonde of recognysance of five thousande pounce currante mony of Englande to be forfayted to the quenes majestie, her heires and successors, yf, apon her highnes knowledge of the paymente of the saide iijmⁱ. iij^e. xiiijⁱ, sterling, for the debtes of the said sir Anthony, her majestie shall not be contented therewith, but will that the saide somme paid for the saide debtes be demanded agayn of the saide sir Anthony. Then yf the same sir Anthony his heires executors or assignes doo not presently repaye to her majesties use in her exchequer of Englande the somme of thre thowsande, two hundreth fourteen poundes xiiiid. sterling, then the sayde recognysance to stande in full force and effecte in the lawe, etc. fol. 6.

H. Dublin, canc.—Wyll: Fytzwylliams.—John Travers.—H. Sydney.

[VIII.]—At Kilmaynan, the xxiiith. of June, anno 1556 :

fol. 6b.

T. Fytswauters.—Wheare the erle of Kildare² hathe presently the garde and custody of the king and quenes majesties forte of the Dyngan in Offalley,³ by order from the late lorde deputie and counsell, we, upon good consideracyons and for that also we thought yt not mete at this presente to dismynshe any parte of tharmye, considering our hosting and journey northwarde, have resolved that the same erle shall still contynue his chardge and have the custody of their majesties sayde holde till Mychelmas nexte. For whose chardge, as well in the saufe keeping thereof to their highnes use, as in victailling and entertaynyng the garrisson there, yt is condescendid and agreid that the saide erle shall have the somme of one hundreth poundes, sterling, to be receyved at the handes of their majesties thesaurour at warres here, and at Michelmias nexte the saide

¹ Under Henry VIII., Edward VI., and Mary.

² Gerald Fitz Gerald.

³ Now part of the King's county.

1556.

erle shall render and give uppe the saide forte sauffe and sownde, to be then disposid and commytted of truste to suche as yt shall please their majesties, or as we by their highnes appointementes shall thinke good.

H. Dublin, canc.—Wyll: Fitzwyllians.—H. Sydney.

fol. 7.

[IX.]—At Kylmaynan, the xxvith daye of June, anno 1556:

T. Fytswauters.—We grete you¹ well, and having consydered the contentes of your lettres, together with the reporte of Thomas Browne² of your dooynges syns your departyng hens, we perceyve that you cannot according to our expectatyon lett the Skottes from enteriing and yssuyng oute of the ylande of the Ragheryns, whiche yet keepyng therabouts defende the passing betweene lande and lande.

Wherefore, accordyng your requeste made to us by the saide Browne, wee shall lycense you to doo what to your discreacyons shalbe thought beste, so that you endeavour yourselves to thuttermoste of your powers to kepe the passage betweene lande and lande, and that you yourselves do take lande in no place excepte you maye sauffely retorne and advoide the traynes of the Skottes whiche be very subtyll and doubtfull. And yf you shall have occasion to occupy any botes, as Browne saith you dayly have, we have wrytten to the mayour of Knockefergus to ayde you in that you shall demaunde, willing you not to putt the queene to farther chardge then for your dooinges shalbe requysite, and in all thinges that may be for the better service of the queenes majestie to follow our former instructiounes as nere as ye maye.

H. Dublin, canc.—Wyll: Fitzwylliams.—H. Sydney.

fol. 7b.

[X.]—A proclamatiyon sett fourthe the xxviith of June, anno supradicto:

T. Fitzwauters.—To advoyde contentyon that moght aryse betwixte the souldyour and thinhabytante of the countrey, as well for their owne dyettes and their horseboyes, as also for the dayly chardge of their horses, it ys agreid and orderid by us, the lorde deputie and counsaill, that every horseman shall paye for every weke for hymselfe two shillinges sterling, for every weke for his horseboye viid., and for every horse having but six sheaves of dooble bande, with haye and glaye accustomed, day and night, a penny sterling, and that every footeman shall paye for every weke for hymselfe two shillinges sterling, and that no man shall demaunde of the souldyour more then the pryces above appoynted; nor the souldyour shall paye les then after that rate, as they will aunswer to the contrary at ther perilles.

H. Dublin, canc.—H. Sydney.—John Travers.—D. Hay of Sleade.

fol. 8.

[XI.]—Ordres taken by the right honourable the lord Fitzwalters, lord deputie and counsell at Knockefergus, the xth of Auguste, anno 1556:

T. Fytswauters.—[1.] Furste: We constitute and appoynte our trusty and welbeloved sir George Stanley, knight, marshall of tharmye in Irelande, to be generall of Ulster, requyryng hym to use thadvyse of the reverende father in God, the bushop of Dune,³ capitayne Warren, capteyn

¹, ² This paper is not addressed, see p. 10.

³ Eugene Magennis, bishop of Down.

Williamson and capteyne Gyrton, whome we appoynte commyssioners with hym to assiste hym in suche sorte as hereafter ys specyfyed.

1556.

[2.] That the saide sir George shall as farre as in hym shall lye, maynteyne the right of holy church, and kepe and defende the mynystres therof from all outerages or wronges that by eny man shall be to them offerid, and cause suche churches as to hym shall be thought good to be reedyfied at the chardge of the country in all the parties of Ulster for as long tyme as he shall contynue generall there.

[3.] Item : We geve to hym auctorytie to parle with all men at his will duryng the tyme aforesaide.

[4.] Item. We give to hym auctoryte to geve protection to all suche men as he shall thinke good and to take and delyver pledges as he will duryng the sayde tyme.

[5.] Item : We give to hym power and auctorytie to heare and determyne all manner of controversies betwene partye and partie, the same not beyng matter of enherytance within Ulster for the saide tyme. fol. 8b.

[6.] Item : That he shall execute the marshall lawe in all cases to hym thought convenyente.

[7.] Item : That he shall cawse the men of the country there to manure suche parte of every plowelande as to hym shalbe thought sufficiente for the mayntenance of the country and furnytur of the king and quenes majesties garrysons lefte there duryng the saide tyme.

[8.] Item : He shall cawse to be pounyshed all those that shall commytt treasons, murders, felony, rape or any other crymynall offence, as to the offences commytted in those cases shall appertayne for the saide tyme.

[9.] Item : That he shall cawse to be levied, to the king and quenes majesties use, all of forfaytes that of right during his abode there shall to ther majesties appertayne.

[10.] Item : That he shall take, to the quenes majesties use, suche fortes as to hym shalbe thought good and cawse the same to be repayred at the charge of the country during the said tyme.

Item : He shall cawse the country to cutt pases wheare he shall thinke mete at ther own chardge for the said tyme.

[11.] Item : That he shall cawse every one of the dwellers of fol. 9. Clandeboye to be followers of hym that possesseth the grounde where the same were wonte to dwell and be followers.

[12.] Fynally : We requyre hym to use thadvyse of the sayde commyssioners in all the premysses, as they or enny of them shall presente.
Wyll : Fytswylliams.—H. Sydney.

[XII.]—T. Fitzwauters.—Hec indentura, facta undecimo die Augusti, fol. 9b. anno Domini 1556, testatur quod cum concordatum est per nos, dominum deputatum et consilium, una cum majori parte nobilium et generosorum in Ultonia, quod generalis taxatio fiet supra omnes domine regine subditos infra universam Ultoniam predictam pro meliori gubernamento et defensione ejusdem adversus Scotos :

Uterius concordatum est per nos, prefatum dominum deputatum et consilium, ex una parte, et comitem Tironie,¹ baronem de Dungennan et Macdonellum, galloglassum, ex altera parte, quod prefati comes, baro et

¹ Con O'Neill.

1556.

Macdonell, regine nomine, levare facient in comitatu Tyronie quadringentas martas; de domino Ochane¹ quadringentas martas;² et de Magenysa³ quadringentas martas, casque omnes martas ad sustentationem quadringentorum galloglassorum et centum harcabusariorum pro unoanni quarterio contra Scotos implicare promittunt, et se ipsos obligant.

Et prefati comes, baro et Macdonellus obligant se per presentes non solum quod predicti 400 galloglassi et centum harcabusarii⁴ presto et parati erunt ad mandatum generalis Ultonie, per dominum deputatum pro tempore existentem nominandum, pro uno anni quarterio, incipientis xxiii^{to} die instantis mensis Augusti et desinentis xxiii^{to} die Novembris proxime insequentis.

Sed etiam quod regine nomine levabunt martas predictas modo ut premittitur absque omni excusatione posthac pro se in premissis facienda. Et hoc modo eos pro servitio dictorum galloglassorum et harcabusariorum satisfieri confitentur.

fol. 10.

Et ulterius concordatum est quod prefati comes, baro et Macdonellus non implicabunt aliquam partem quadringentorum galloglassorum et centum harcabusariorum predictorum adversus aliquos preter solos Scotos et illorum fautores absque speciali licentia inde in scriptis concessa per dominum deputatum seu generalem Ultonie pro tempore existentem.

Et ulterius concordatum est quod si dictus Oceane et dictus Magenissa aut aliquis eorum antedictas martas sponte dabit ad dictum comitem, baronem, Macdonellum, sive alicui eorum, aut eorum assignatis, regine nomine petentibus, quod tunc non licebit dictis comiti, baroni, Macdonello, neque alicui eorum, sive assignatis eorum, facere levare dictas martas in eos super aliquem illorum qui dictas martas sponte dedit.

Et si dictus Oceane et dictus Magenissa, aut aliquis eorum sponte non dabit dictas martas, quod tunc licebit dictis comiti, baroni et Macdonello facere levare dictas martas in eos seu aliquem eorum qui eas martas sponte non dabit ad vicesimum diem hujus instantis mensis Augusti absque dilatione.

Et si prefati comes, baro et Macdonellus aut aliquis eorum aliquid contra tenorem et formam hujus indenture commiserit, quod tunc dicti comes, baro et Macdonellus et quilibet illorum ad arbitrium deputati pro tempore existentis punientur.

In cujus rei testimonium dominus deputatus et consilium ex parte una, et dicti comes, baro et Macdonellus ex parte altera hiis indenturis sua signa et sigilla alternatim apposuerunt. Data die et anno supradictis.—Wyll. Fytzwyllyams.—John Travers.—H. Sydney.

fol. 106.

[XIII.]—A note for cesse of bieves concluded the xiiiith of August, anno supradicto :

T. Fytswauters.—Memorandum : It ys condescendid and agreid by us, the lord deputie and counsell, with the consente and agreement of the lordes, capteynes and gentilmen of the contrey that theas bieffes following shalbe cessid in the parties of Ulster and levied to the quenes majesties use, aswell for the relieffe of ther highnes army and garrysons thier as for the provision of others towardes thexpulsion of the Scottes videlicet :

Phelym Duñe, in kyne, 800 ; Moriertaghe Oneyle, 100 ; Cormocke Oneyle, 100 ; Savage, 100 ; Macgwyer, 400 ; Mac Mahon, 400 ; Tyrone, 400 ; Magennesse, 400 ; Ochane, 400 :

¹ O'Cahan, O'Kane.² Marts, beeves.³ Magennis.⁴ Arquebusiers.

Whereof the cesse of the saide countreys of Tyrone, Magennesse and Ochane to serve for the fynding of five hundred galloglasse for one [w]hole quarter towards the expulsion of the said Skottes, as may furder appeare by thindenture of covenantes beforewrytten.

1556.

Wyll: Fytzwylliams.—John Travers.—H. Sydney.

[XIV.]—A protection grauntid to Shane Oneyale by the lorde fol. 11.
deputie and counsell, at Kylmaynan, the xiiiith of September,
anno 1556:

T. Fytswauters.—Omnibus ad quos presentes littere nostre per venerint salutem: Sciatis nos, certas ob causas et considerationes ad id specialiter moventes, recepisse sub tutela et protectione regie et regine majestatum dilectum nobis in Christo Johannem Oneyale, filium domini comitis de Tyrone, dantes et concedentes eidem Johanni et suis sequacibus tenore presentium saluum conductum nostrum de tempore in tempus tam veniendi quam redeundi modo et form sequenti, videlicet:

Quod dictus Johannes Oneyale et sui predicti sequaces quoties et quando ad nos seu ad alios infra partes Anglicanas accesserint non erunt aliquo modo impediti seu arrestati per nos vel aliquem alium de illorum majestatum subditis nec preterea persecuti vel molestati in sua patria vel confinibus ejusdem propter aliquam querelam adversus illos proponendam donec hujusmodi querele coram nobis vel nostris in ea parte commissionariis destinandis merito responderint, in quo casu si idem Johannes aut sui sequaces recusaverint nostris aut eorum stare ordinacioni et judicio, tunc bene licebit omnibus illorum celsitudinis subditis illum et suos antedictos sequaces de tempore in tempus prosequi et ad extremum juxta eorum demerita punire, hac nostra protectione in aliquo non obstante.

Data die et anno supradictis.

Proviso tamen quod si prefatus Johannes Oneyale aut aliquis sequacium fol. 11b.
suorum invaserit patriam alicujus subditorum regis et regine majestatum, seu eandem depredaverit aut aliquod aliud facinus commiserit, tunc licebit inhabitantibus terre illius tam dictum Johannem quam suos antedictos sequaces resistere, ac etiam illos ad eorum bona recuperanda juxta leges persequi, hac dicta nostra protectione non obstante. Quam protectionem volumus continuare donec per litteras nostras prefato Johanni in contrarium significaverimus.

H. Dublin, canc.—Wyll. Fytzwylliams.—John Travers.—H. Sydney.

[XV.]—Ordo domini deputati et consilii capta apud manerium fol. 12.
de Kylmaynan, decimoquinto die Septembris, annis regnorum regis et regine Philippi et Marie, Dei gratia, tertio et quarto, inter Phelomeum Duffe Oneyale et filios Phelomei Claudi, concernens pertionera seu divisionem patrie de Clandeboy nuper sub regimine Hugonis filii Nelani Juvenis, defuncti, ad remanendum et continuandum prout sequitur, durante beneplacito domini deputati pro tempore existente:

T. Fytzwauters.—[1.] In primis: Dictus Phelomeus Duffe, in recognitionem debite obedientie sue regie majestati, tradet et deliberabit immediate principali capitaneo seu generali exercitus regine majestatis in Ultonia pro tempore existenti castrum sive regium fortilagium de Bell-farste,¹ custodiendum et retinendum ad usum et proprietatem sue majestatis.

1556.

[2.] Item : Similiter ordinatum et consensum est quod dicti filii Phelomei Claudi habebunt et possidebunt pro parte sua in dicta patria de Clandeboyne omnia terra, tenementa, castra, fortilagia et edificia, unacum ceteris proficuis, commoditatibus et advantagiis quibuscunque eisdem pertinentibus, jacentia et existentia ultra flumen ibidem juxta Bellfarste predictum (dicto castro de Bellfarste tantummodo excepto).

fol. 12b.

[3.] Item : Ulterius ordinatum et consensum est quod prefatus Phelomeus Duffe similem habebit possessionem in omnibus terris, tenementis, castris, edificiis et ceteris proficuis ac commoditatibus quibuscunque dicte patrie de Clandeboyne spectantibus ex hac parte dicti fluminis juxta prefatum castrum de Bellfarste currentis.

[4.] Finaliter : Conclusum et ordinatum est quod legitimum erit alteruter illorum mutuum habere accessum ad alterius patriam de tempore in tempus sine obstaculo aut restrictione, cum jumentis, catallis, et singulis eorum sequacibus tam pro sustentatione capienda cum opus fuerit quam pro meliori eorum defensione et tutela erga Scotos seu alios illorum inimicos, donec per dictum generalem et regiam potestatem ibidem auxiliari et defendi possint.

H. Dublin, cano. — Wyll. Fytzwylliams. — John Travers. — H. Sydney.

fol. 13.

[XVI.] -- Instructions for Androwe Brereton and others joyned in comyssion with hym in Ulster, geven by the right honorable the lord Fitzwalter, lord deputie of the realme of Irelande and counsell of the same, at Kylmaynan, the xvith of September, anno 1556 :

T. Fytzwauters. — [1.] Furste : We constytute and appoynte our trustie and welbelouved Androwe Brereton to be Generall of Ulster, requyring hym to use thadvise of the reverende father in God, the busshope of Downe, Capteyn Roger Broke, Edwarde Brereton, Richarde Bethell and William Pierce, whome we appoynte comyssioners to hym for the execution of all mattiers hereafter following or any others that shalbe for the service of the quenes majestie during their abode there.

Furste : We woll that the sayde Androwe and comyssioners as farre as in them shall lye shall maynteyne the right of holy churche and kepe and defende the mynsteres thereof from all outeage or wronges that by enny man shalbe to them offerid, and cause suche churches within Ulster as to them shalbe thought good to be reedified at the chardges of the contry during their abode there.

fol. 13b.

[2.] Item : We give to them auctorytie to parle with all iren, duryng ther abode there, at ther will as well by lande as by sea.

[3.] Item : We give to them auctorytie, during their abode there, to give protectyon to all suche men as they shall thinke good, and to take and delyver pledges at their woll.

[4.] Item : We give to them power and auctorytie to heare and determyne all maner controversies betweene partie and partye within Ulster, during their abode there, so as the same be no mattiers of inheritance.

[5.] Item : That they, during their abode there, shall execute the marshall lawe, in all cases to them thought convenyente.

[6.] Item : That they, during their abode there, shall cause the men of the countrey there to mannure such parte of every plowe lande as to

them shalbe thought sufficiente for the mayntenance of the countrey and furnytur of the queenes majesties garrysons left there.

1556.

[7.] Item: That they, during their abode there, shall cawse to be pounyshe all those that shall commytt treason, murder, felony, rape, or any other crymynall offence, as to thoffences commytted in those cases shall appertayne.

[8.] Item: That they, during their abode there, shall cawse to be fol. 14.
leveyed to the queenes majesties use all forfaytes that of right during that tyme shall to her majestie appertayne.

[9.] Item: That they, during their abode there, shall take to the queenes majesties use suche forts as to them shalbe thought good, and cause the same to be repayred at the chardges of the countrey.

[10.] Item: That they during their abode there, shall cause the countrey to cutt pases at the chardges of the countrey where the saide commysioners shall thinke mete.

[11.] Item: We will that they shall not delyver eny pledge already taken but upon speciall lycence from us in wryting.

[12.] Item: We will that the saide generall and commysioners shall from tyme to tyme call thayde of the countrey to joyne with them and so doo their beste for the clere expulsyon of the Skottes and takyng of their cattell.

[13.] Item: We will that the saide generall and commysioners shall leavy of Phelym Duffe eight hundreth bieves, one hundreth of Savage, one hundreth of the capteyne of Kilultaghe, and one hundreth of Mori-
iertaghe Oneile according to our appoyntemente with the saide Phelym, Savage, capitayne of Kylultaghe and Moriortaghe at our being at Knokefergus, and cawse the same bieffes to be sauffely brought to Carlingforde or Dundalke wheare we shall upon knowledge from the
said generall appoynte men for the receyving of them. Provided that the generall may detayne for the necessary victualling of tharmye suche
number of the saide bieffes as to him shalbe thought good, aunsweryng to the queenes majestie six shillings viii*d*. sterling, for every bieffe. fol. 14*b*.

[14.] Item: We will that the saide generall and commysioners shall call the towne of Knokefergus to accompte for suche money and other thinges as they have receyved for the fortyfieng of their saide towne, and shall thereupon cause them to fortyfie the same with all convenyent spede.

[15.] Item: We will that the saide generall and commysioners shall delyver Hughe McMoriertaghe yf Neyle his brother doo become pledge for hym.

[16.] Item: We will that the generall shall have full power and auctoryte, during the tyme of his abode there, texecute the premysses with thadvyse and consente of one of the said commysioners, yf it happen the reste of eny occasion to be absente in suche place as he can not have their advyse at the tyme when yt shalbe expedyente to putt in execution the premisses or eny of them; otherwyse not withoute thadvyse and consente of the saide Broke.

[17.] Item: We requyre the same generall and commysioners to use good advyse and deliberation in thexecution of the premysses.

H. Dublin, canc. — Wyll: Fytzwyllyams.—John Travers. — H. Sydney.

1556.

[XVII.]—At Dublyn, the xviith of September, anno 1556.fol. 16.¹

T. Fytswauters.—Memorandum: That wheare sir William Fitzwilliams, knight, receyved in Inglande fyve and twenty thousande poundes to be transported hither and disbursed by the handes of sir Edmonde Rows,² knight, late vicethesaurour, for the defraye of ther majesties debtes here, the same sir Edmonde having a daye prefixed by the counsell of England for the declaracyon of his accompte there, departid hens with that his declaracyon before the [w]hole somme aforesaide payed and employed according to their majesties pleasure in that behalffe: it is therefore accorded, condescended and agreid by us, the lord deputie and counsell, for the better servyce of their highness that the saide sir William Fitzwilliams shall paye and delyver unto sir Henry Sydney, knight, nowe vicethesaurour (by wryting indented to be made betwene them two) all suche money, parcell of the saide 25,000 li., as yet remayneth in his custodye, and therupon that the saide sir Henry shall from tyme to tyme make further paymente thereof to their majeste's use as by warrante from us, the lorde deputie, he shalbe dyrected and ordayned.

H. Dublin, canc.—H. Sydney.—John Travers.—D. Hay.

fol. 16b.

[XVIII.]—At Kylmaynan the xixth of September, anno 1556.

T. Fytswauters.—Memorandum: Wheare, apon our late retoune from Knockefergus and other the northe parties, yt was thought good by us, the lord deputie and counsaill, that for specyall consideracyons us movyng there shulde certeyn souldyours to the number of threscore be retayned to serve there under capteyne Williamson, whiche bande enterying into wages of the fyfte of August laste were agayne discharged the xvth of September following.

H. Sydney.—John Travers.

fol. 17.

[XIX.]—The generall hostyng northewarde againste the Skottes, sett fourthe by the right honourable the lord Fitzwalter, lord deputie of the realme of Irelande, the seconde of July and contynuyng for xlii. daies:

A note wherby the shrieffe of the countie of Dublyn shall knowe and warne such personnes as shall sett fourthe to this hosting, and howe:

The Barony of Balrothery:

John Parkar of Holme Patrike, master of	
the rolles, shall set forth in personne,	
with six archers on horseback	vi archers on horseback.
The justyce Cardyffe, of Turvy	ii " "
James Barnewell, of Brynmore	ii " "
Christofer Barnewell, of Gracedieu, in	
person	iiii " "
Richarde Fynglas, of Wespleston	i archier "
Patricke Fynglas, of Westpleston, to sett	
fourthe in person	ii archers "

¹ In margin: "This is wrong numbered, as may apere by the leef of folio 8, which is of same sheets and hath folio 9 ensueing it, which is of the same sheet with folio 14, that goeth nexte before this leaf."

² Sir Edmond Rouse, Vice-treasurer, Treasurer at wars, and Receiver of revenues of Ireland; appointed by patent 12 December, 1553, was succeeded by sir Henry Sydney in 1555.

Roberte Preston, of Balmadon, to set fourthe - - - -	ii archers on horseback.	1556.
Walter Cruce, of the Nall - - - -	ii " "	
Robarte Butteler, of Curduffe - - - -	i archer "	
John Travers, of Ballykey, in person - - - -	ii archers "	
Thomas Fizsymondes, of Curduffe - - - -	ii " "	
Richarde Fizsymonde, of Balmadroght, in in person - - - -	ii " "	
Bartholome Bathe, of Laundeston, in person - - - -	i archer "	
Matheu Begge, of Boranston - - - -	i " "	
William Cowran, of the Corraghe, in person - - - -	i " "	
Tallou, of the Weston, by the Nall - - - -	i " "	

The somme of this barony amounteth to ten cartes, whiche cartes were converted into garrans after the rate of five garrans¹ to every carte and to every five garrans thre hable men to dryve them.

The Baronye of Cullocke²:

fol. 17b.

The lorde of Howthe, in person - - - -	iiii archers on horseback.	
William Talbot, of Malahide, in person - - - -	ii " "	
The baron Bathe, of Dromconraghe - - - -	ii " "	
The baron White, of Clontarffe - - - -	ii " "	
John Plunkett, of Donshoghelye - - - -	iii " "	
Nycholas Holywodde, of Tartayne - - - -	ii " "	
Robarte Taylor, of Swerdes, in person - - - -	i archer "	
Nycholas Stokes, of the same, in person - - - -	i " "	
Patrike Russell, of the Seaton - - - -	ii archers "	
Bartholome Russell, of Feltrym, and Thomas Russell, his brother, in person - - - -	i archer "	
Thomas Wycombe, of Drynann, in person - - - -	i " "	
William Blackney, of Sawcerston, in person - - - -	i " "	
Patrike Caddell, of Caddelston - - - -	i " "	
Christopher Foster, of Killeghie - - - -	i " "	
Emery Howthe, of Killester - - - -	i " "	
Markes Barnwell, of Donbro - - - -	i " "	
Walter Golding, of the Grange, in person - - - -	i " "	

The somme of this barony amounteth to six cartes dimid. (fredoms excepte) whiche was convertid into garrans as is aforesaid.

The Baronye of Newcastle :

Tharchebusshope of Dublyn - - - -	viii archers on horseback.	
Edwarde Barnewell, of Dromnaghe, in person - - - -	i archer "	
Robert Talbott, of Belgar, in person - - - -	i " "	
Richarde Talbott, of Templeoge - - - -	i " "	

The somme of this barony amounteth to ten cartes, convertid as aforesaide into garrans.

1556.

fol. 18.

The Baronye of Castellknocke :

James Luttrell, now shrieffe of the countie			
of Dublin, in person	-	-	iiii archers on horseback.
Bartholome Dyllon, of Kappoke	-	iii	" "
Thomas Bealyng, of Stradbally	-	ii	" "
Roger Finglas, of Porterston, in person	-	ii	" "

The somme of the cartes of this baronye amounte to seven, the same convertid as aforesaide into garrans.

The Barony of Rathedowne :

Sir John Travers, knight, in person	-	iiii archers on horseback.
Thomas Fitzwilliams, of Meryon, in person	ii	" "

This barony amounteth to [*blank*] cartes, leyed alwaies in money, and to this hosting was not cessed, but did aunswer the marche caryadge.

The marches of the countye of Dublin :

All the Walshemans countrey, Haroldes			
countrey, and the Archeboldes	-	-	xii horsemen, xvi kern.
The Byrnes	-	-	xii " xxiiii "
The Thooles,—waste.			

A note whereby the shrieffe of the countie of Methe shall knowe and warne suche persons as shall sett fourthe to this hostyng, and howe :

The Barony of Dulyke :

The lord viscounte of Gormanston	-	viii archers on horseback.
The justice Aylmer	-	iii " "
The justice Bathe	-	iii " "
Talbott, of Dardeston	-	ii " "
Darcie of Platten, in person	-	iii " "
Caddell, of the Nall, in person	-	ii " "
Byrte, of Tullocke, in person	-	ii " "
Hamlyng, ¹ of Smytheston	-	i archer "
Sarsfielde, of Sarsfieldeston	-	i " "
Bathe, of Colpe	-	i " "

The somme of this baronye amounte to ten² cartes, and the same convertid as aforesaide into garrans after the rate above lymited.

The Baronye of Skryne :

The lord of Kyllene; the lord of Donsany, in person,			
with the reste of the Plunketts	-	-	xxiiii horsemen.
The barone of Skryne, in person	-	-	iiii archers on horseback.
Sir Thomas Cusake, of Lesmollen, in			
consideracyon of his absence, but	-	ii	" "
Sir Christofer Chever, of Maston	-	iiii	" "
Bathe, of Raphecke, in person	-	ii	" "

¹ In margin: "Darsy of Platten must be heer."

² In margin: "Nota: xi. cartes, by the olde booke."

Kente, of Daneston	-	-	ii archers on horseback.	1556.
Cusake, of Gerardeston, in person	-	ii	„ „	
Thomas Dillon, of Ryverston	-	iii	„ „	
Tankarde, of Castelton, in person	-	i archer	„	
Pentney, of the Cabraghe	-	i	„ „	
The kernes of the Polles,—cl.				

The somme of this baronye amounte to nine cartes, to be convertid into garrans as afore.

The Baronye of Ratowthe :

Barnewell, of Kylbree	-	-	i archer on horseback.	
Berforde, of Kyllrowe	-	-	i „ „	
Talbott, of Robarteston	-	-	i „ „	
Delahide of Donshaghelyn, in person	-	i	„ „	fol. 19.
Weaseley, of the Blackehall, in person	-	i	„ „	

The somme of this baronye amounte to five cartes, convertid as aforesaide into garrans.

The Barony of Dunboyne :

Phepo, of the Rowan	-	-	i archer on horseback.	
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This barony ys in the [w]hole but thre cartes, whiche convertid into garrans after the rate above saide make fifteen garrans.

The Baronyes of Dece and Moyfenraghe :

The barone of Galtrym, in person	-	iiii archers on horseback.	
James Dowdall, in person	-	i archer „	
Flemyng, of Derpatrike, in person	-	i „ „	
William Brymyngham, of Castellrycarde, in person	-	i „ „	

The somme of theas two baronyes amounte in the [w]hole to twelve cartes, etc., as before.

The Baronye of Lune :

Sir Francis Harberte	-	-	ii archers on horseback.	
Lynche, of Dunore	-	-	i „ „	
Rocheforde of Keranston, in person	-	i	„ „	
The portereffe of Atheboye	-	viii	„ „	

The somme of this baronye amounte to six cartes convertid as aforesaid.

The Baronye of the Novan :

The bushope of Methe	-	-	viii archers on horseback.	
The lord of Trymletston	-	-	viii „ „	
The barone of Novan	-	-	iii „ „	
The Justice Dyllon	-	-	ii „ „	
Rocheforde, of Kylbryde	-	-	iiii „ „	fol. 196.
Barnaby Skurlocke, in person	-	-	ii „ „	
Michell Cusake, in person	-	-	ii „ „	
Ivers, of Ratayne	-	-	i archer „	
The portereffe, of Trym	-	-	iii archers „	
The portereffe, of the Novan	-	-	iiii „ „	
Myssett of Laskartan	-	-	i „ „	

The somme of this baronye amcunteth to ten cartes, convertid into garrans as before.

1556.

The Baronye of Kenlys :

Sir Thomas Barnewell, of Robertston, in person	-	iii	horsemen.
James Everarde, of Randelston, in person	-	ii	„
Mape, of Maperathe, in person	-	i	horseman.
Drake, of Rahode, in person	-	i	„
Betaghe, of Moynaltye, in person	-	iiii	horsemen.
Ledwyche, of Cookeston	-	i	horseman.
Fitz John, of Fyanston, in person	-	i	„
The sofferayne of Kenlys	-	ii	archers on horseback.

Somme of this baronye amounteth to nine cartes, convertid as before.

The Halfe Barony of Fower :

Balfe of Galmoweston, in person	-	ii	horsemen.
Barnewell of Moylaghe, in person	-	i	horseman.
Tuyte of Baltrastyn	-	i	„

Somme of this baronye amounteth in the [w]hole but to two cartes, convertid as above, etc.

fol. 20.

The Baronye of Mergallen :

Thomas Flemyng, of Stephenston, in person	-	ii	horsemen.
White, of Clongell,	-	i	„
Velden, of the Raffen, in person	-	i	„

Somme of this baronye amounteth to five cartes and converted as before, etc.

The Baronye of Slane :

The baron of Slane, in person	-	viii	horsemen.
Netherfelde, of Dowthe	-	ii	archers on horseback.
Barnewell, of Stacallen, nowe	-	iii	„
Shrieffe, in person	-	iii	„
Barnewell, of Rowston	-	ii	„
Flemyng, of Syddan, in person	-	i	„
Ivers of Byngerston	-	i	„

Somme of this baronye amounteth to five cartes, and putt to the use as afore.

A note wherby the shrieffe of Westmethe shall knowe and warne suche gentilmen as shall sett fourthe to this hosting, and howe :

The barone of Delven and his kynsmen	-	xviii	horsemen, xxiiii kerne.
Tuyte of Sonnaghe and Tuyte of Molenlee, in person	-	v	„ viii „
Petyte, in person	-	iii	„ iii „
Tyrrell of Fertullaghe, in person	-	vi	„ xii „
John Darcy, in person	-	vi	„ xii „
The Daltons, in person	-	x	„ xv „
The Dyllons, in person	-	viii	„ xvi „
Dallamare, in person	-	xii	„ xvi „

A note wherby the shrieffe of the countye of Lowthe shall knowe
and warne suche personnes as shall sett fourthe to this
hosting, and howe :

1556.

The lorde prymate	-	-	-	vi archers on horseback
The lorde of Lowthe, in person, with the Plunkettes	-	-	-	vi horsemen.
Taffe, of Cockeston, in person	-	-	-	ii „
The Dowdalles, in person	-	-	-	iiii „
The Garnons, in person	-	-	-	vi „
The Bedlowes, in person	-	-	-	v „
The Taffes, in person	-	-	-	vi „
Whyte, of Balregan	-	-	-	i „
Moore, of Barnemethe, in person	-	-	-	i „
Clynton, of the Water, in person	-	-	-	i „
Clynton of Dromcashell	-	-	-	i „

This shire hathe no cartes, but the plowelandes are alwaies
accustomed to be leavyed in money, saving only foure cartes
oute of the barony of Ferrarde.

The countie of Kildare did not aunswer the accustomed cartes to this
hosting, for that the erle of Kyldare, with the viscounte of Baltynglasse,
and the reste of the gentilmen of the same shiere were appoynted to
attende upon the lord deputie, who nevertheles wente not but remayned
at home for deffence of the borders.

The cytie of Dublyn sett fourthe to this hosting with thre score
archers and gonners well appoynted, having the cariadge of the cuntry
assigned unto them.

The towne of Drougheda dyd lykewyse sett oute to this hosting with fol. 21.
forty tall feallowes well appoynted.

The rysing oute of Yrishe lordes and capitaynes to this hosting :

The Byrnes, viz., Tege oge Obyrne,				
Edmonde Obyrne and Dowlyn	-	xii horsemen, xxiiii kerne.		
The Cavenaghges : Morroghe Cavenagh				
with the reste	-	xii „	xxx „	
O'Karwell, with	-	xii „	xxiiii „	
Magoghegan, with	-	iiii „	xxiiii „	
Omolmoye	-	vi „	xi „	
Omollaghlyn	-	iiii „	xxiiii „	
Omadden	-	iiii „	xii „	
Hugh Omadden	-	iiii „	xii „	
Magennesse	-	xii „	xxiiii „	
Mac Mahon	-	viii „	xv „	
Capitayne of Ferney	-	x „	xxx „	
Savage	-	iiii „	xiiii „	
Orayly	-	xl „	c „	

Phelym Roo, with his accustomed rysing oute.

Ohanlon, with his lyke rysing oute.

Magwyer, in the same sorte.

The erle of Tyrone and the barone of Dongennan, with their accustomed
rysing oute.

Bryan Omaghery, with his rysing oute.¹

¹ In margin, at foot : "Totall of this hosting, videlicet : horsemen, 642 ; kerne, 662."

1556.
fol. 21b.

Therle of Ormonde, in person, with his rysing oute of horsemen and kerne.

The barone of Donboyne, in person, with his horsemen and kerne.

The barone of the Cahir, to sende his sonne or his brother to the hosting, with his accustomyd rysing oute of horsemen and kerne.

The barone of Upper Ossoryes sonne, wyth h's horsemen and kerne.

fol. 22.

[XX.]-At the Dynghain, the fourth of October, 1556 :

T. Fytswauters.—Whereas, before our going northwarde in the generall hosting against the Scottes, the right honorable therle of Kildare made request to us, the lord deputie and others of thier majesties counsell then present, to be discharged of the forte of the Dinghain, whereupon it was ordered by the said lord deputie and counsell that for diverse causes theym moving, the said erle shuld contynue his charge at their requeste; till the feast of Saint Michaell next folowing, as by the same order written in the counsell booke² more at leynght dothe appeare : consideryng nowe the said tyme prefixed to be cumme and paste, we have thought good to receive the said forte of the said erle, and to discharge him of any further burden in the keping therof ; and therefore by this our warraunt doo will and require you, the said erle, to deliver the saide forte to captayne Henry Cowley, whom we have appoynted to receive the same, with all thinges therein by bill indented of your lordship and this our warraunt shalbe your discharge therein.

Memorandum : That the same day William Derby was admytted and placed in the rowme of gentleman porter at the said forte at the wages of twelve pence sterling per diem, and appoynted to have oon man in wages at viiij*d.* sterling, per diem, in the first rowme that fallithe voide in any of the Englishe bandes.

fol. 22b.

[XXI.]-At Dublyn, the seventh of November, anno. 1556 :

T. Fitzwauters.—Right trusty and welbeloved we grete you hartily well : And wheare by us and others of the king and quenes majesties counsell yt is thought very necessary and expedyente that contynuall watche shulde be kepte every wheare within this realme, according thauntyente custome of the same, aswell for preservacyon of you and others their majesties loving subjects as for thapprehension of theffes, outelawes and other like malefactors whiche in defaulte of suche watche and keping are sondry tymes encooraged to commytt by night dyverse stelthes, murders, burnyngs and other semblable attemptes, to the greate losse, ympoverysing and utter displeasure of their majesties saide subjects :

Wee, therefore, consydering as well the same as thextremyte of this wynter season, in which time suche evill dooers have moste scope and liberty to execute their malyce, woll and commande you in their highness names that devyding yourselves into cyrcuytes you sende for and call before you the constable and other officers within every your cyrcuytes, charging and commaunding them and every of them by vertue hereof diligently to forsee and cawse contynuall watche to be kepte nightly, according the custome, in every towne, village and boroughe within their precyncte betwixte this and Saynete Patrikes tyde, nexte commyng.

1556.

And in case any of the sayde wacchemen so appointed (wherunto we eftesones charge you to have speciall regarde and coneyderacyon) make defaulte and kepe not the same accordingly, he to forfayte for every tyme so founde or knowen two shillinges, the one halffe to the king and quenes majesties, and thother moytie to the constable of the same towne, village or boroughe wheare suche defaulte shalbe founde.

And, further, yf huyte or crye be made in any the places aforesaide, fol. 23. and yf the nexte towne or village adjoyning to the same doo not aunswer the sayde crye, then to forfayte for every tyme six shillinges viiij^d., thone halffe to the quenes majestie, the other halffe to the partye that shall make declaracyon of the defaulte to any justice of peace within the cyrcuyte wheare the default shalbe made.

And, further, the constable beyng in the towne when suche defaulte shalbe made, to suffer imprysonmente for xxiiii howres.

And to thintente this our order might be better knowen to the people, we woll that you shall cawse the constables within your severall lymytes to cawse the prieste in every paryshe churche to make declaracyon hereof ones every monneth during the tyme of the wacche.

Fayle ye not therefore to see the premysses duely putt in execucyon, as ye tender your owne commodities, the quyetie of this their majesties cuntrye and subjectes, and will further aunswer to the contrary at your extreme perilles.

H. Dublin, canc.—Roland Baltynglas.—Willelmus Midensis.—Richard Delvin.—John Travers.—H. Sydney.—D. Hay.

[XXII.]—Apud Dubliniam, die [vii Novembris] et anno [1556] fol. 23b. predictis :

Ryght trustie and right welbeloved and trustye and welbeloved we grete you hartily well : And wheare we be putt in understondyng that Henry Oneyle and other his servauntes and followers have of late not onely ryffelid and spoyled soondry marchantes and others repaying to Carlingforde and those parties, but also taken them prysoners, whom he still detayneth, alleaging, as we be enformed, that he hathe donne the same for suche injuries and wronges as Henry Dowdall and others upon the borders of Uryell have withoute any redres commytted againste hym and hys.

And forasmoeche as for other more waightye affaires we can not conveniently ourselves attende to call the parties before us, having good affyance in your wysdomes and discreacyon for the upright and indyfferente orderyng hereof, we have thought good by theas our lettres to auctoryse you or any two of you as well as to call the saide parties before you (grauntyng rather then fayle saufe condyte to the sayde Oneile for his accesse) and to here and examyn at large their severall grieffes and varyannces, as also to order and determyne the same betwixte them as to justice shall appertayne.

And in case ye shall fynde the sayde Henry Oneyle wilfull or disobedyente, and that he will neyther conforme himselfe to good order, nor yet enlarge those captives whiche he detayneth, with the restytution of their goodes, we woll then that with delyberate advyse and discreacyon ye shall procede to the plaging of hym in such sorte as, with the helpe of the quenes majesties power there he may be compelled to aunswer to reason ; lyke as, on the contrary, we wolde he shulde be reasonably aunswerid yf fol. 24. the said Henry Dowdall or others in those confynes have usid hym otherwise then appertayneth, having no mystruste but ye wyll use the

1556.

thing with such discreation as nothing shalbe attemptid that of right and equyte ought not. And even so fare ye well. From Dublin, etc.

fol. 24b.

[XXII.].—Apud Dubliniam, die [vii Novembris] et anno [1556] supradictis :

T. Fytswanters.—Forasmoeche as yt ys consydered by us the lorde deputie counsaill, that the king and quenes majesties fortes and other their highnes holdes and garrysons are dysfurnyshed of necessary provysion (chiefely wheate and other grayne) for their presente relieffe, the tyme being nowe moste propice to putt the same in order :

And considering agayne what corne heretofore hath gone out of the English Pale into Irishemen's countreyes, and ys dayly by dyverse as well grey merchantes and others commonly laden and conveyid withoute lett or restraynte, whereby grete darthe and skarsyte ys lyke unyversally to growe :

It ys therfore condescendid and decreed that from hensfourthe no suche grayne shalbe conveyid, laden or solde oute of the sayde Inglishe Pale into any Irishemans countrey, nor yet any foreyn suffered or permytted to comme upon the markett daies or other tymes into any the townes, villages or boroughes, to bye any corne, but that yt shall be taken as a forfayte and lawful for every man to seyse upon the same, the one halfe to the king and quenes majesties use, and the other moytie to the seyser himselfe :

Wylling and requyring and nevertheles in their majesties names straightly chardging and commandyng all and every their highness officers mynystres and subjectes of what estate, degree or condycion soever they be not onely to have specyall eye and consideracion to the premyses, but also to be from tyme to tyme ayding and assisting all those that shall putt this our proclamacyon in due execution; not fayling hereof, as ye and every of yow tender your dueties, the serveyce of their majesties and the furtherance of the publike weale, and will further aunswer to the contrary at their uttermoste perilles. Yeoven at Dublyn, etc.

fol. 25.

Postscripta : This order to be executid and followed till suche tyme as the fortes beyng furnyshed we shall give lyberty to the contrary.

H. Dublin, canc.—Rowland Baltynglas.—Willelmus Midensis.—Richard Delvin.—John Travers.—H. Sidney.—John Plunket.—D. Hay.

fol. 25b.

[XXIV.].—Articles of commyssion mynstred to A., B., and C., condescendid upon by us, the lorde deputie and Counsaill, the viiith of November, anno [1556] supradicto :

T. Fitswanters.—[1.] Furste : That proclamation¹ be made thoroughoute the [w]hole shiere that no ydle person or vaccabonde shall repayre or hawnte within the same shiere after eight dayes nexte after the same proclamacyon made, upon payne of hanging, onles he have a juste cause. And lykewyse that no person travayle by nyght onles he be accompanied with some honeste man in English apparell upon lyke payne.

[2.] Item : After the same viii dayes, yt shalbe lawfull for the saide A. B. C. to apprehende and take all suche ydle personnes as thei shall comme by, and yf thei shall fynde any reasonable or juste cause they

¹ In margin : "Theis be the articles annexed to the commission for marshall lawe."

shall have lyberty to pounyshe them at their discreacyon as well by deathe or otherwise in cawses of deathe. 1556.

[3.] Item: The said A. B. C. shall likewyse have full auctoryte to apprehende and take all such person or persons as doo willingly ayde, supporte, or maynteyne any outelawe or open theffie, murderer, or rebell and to sende them to the lorde deputie and counsell with certificate of their demeanour, and shall also seyse ther goodes and cattailles, and putt the same upon suretye, taking an inventory thereof; and upon proufe that the partye ys suche a malefactor as by the lawe he ought to forfayte his goodes, the two partes thereof to be to the king and quenes majesties use, and the thurde parte to the use of the saide A. B. C. towards ther paynes and chardges.

[4.] Item: In case the saide A. B. C. shall in the nyght fynde any suspecte person or personnes not having in his or ther company some fol. 26. one honeste man in Englishe apparell, it shalbe lawfull to the saide A. B. C. to use them at their discreatyon; and if any suche personnes so travailling by night be by the same A. B. C. taken with the manuvre¹ of any stelthe, robbery, or murder, yt shalbe lawfull for them to hange them up at suche place as they shall think mete.

[5.] Item: In case the same A. B. C. shall, in the prosecutyng of any suche malefactor, call for ayde and assistance of any the king and quenes majesties subjectes, and he or they so callid and requyred to ayde refuse so to doo, onles he have a lawfull cawse, or in any case resysteth the sayde A. B. C., they shall certyfie the same to the lorde deputie and counsell who will see hym or them so refusing or resy sting to be grevously pounysshed and some recompence to the saide A. B. C. of his or their goodes so refusing or resisting.

[6.] Item: Whensoever the saide A. B. C. shall so travaill for the pounysshement of suche malefactors, yt shalbe lawfull for them to take meate and drinke for horse and man in reasonable sorte, so as they excede not one night or two in every baronye within the shiere; the same to be taken in suche indifferente sorte as the countrey be not oppressid therewith.

[7.] Item: The sayde A. B. C. so taking any suspecte persone or personnes shall examyne hym or them before the nexte gentelman of worships or the sofferayn or porterieffe or other nexte hedde officer of any towne or borough nexte adjoynyng, and fynding suffyciente mattier of deathe shall and maye putt suche malefactor to deathe, or otherwyse pounyshe hym or them at ther discreacyon. fol. 206.

[8.] Fynally: Yt ys ordered by the saide lorde deputie and counsaill that this auctorytie shall not extende to any gentelman or freholder that may dispende xx. s. lande by the yeare; and that, furder, the constable of every paryshe shall give warnyng to the preste or curate of the same to publyshe and declare the punyshment openly in the churche, to thintent that the people may not be ignorante of the same.

[9.] It ys also ordered and agreid that yf any suche suspectid persone so taken shall fayle of his soreyne² and the same so justyfyed before the sayde A. B. and C., then yt shalbe lawfull for to pounyshe the same person by deathe or otherwise as to ther discreations shall seme good.

H. Dublin, canc.—Roland Baltynglas.—Willelmus Midensis.—Richard Delvin.—John Travers.—H. Sydney.

¹ Goods taken in the hands of an apprehended thief.

² "Sorothen," "sorrihin," a cess levied quarterly.

1556.

[XXV.]—Apud Dubliniam, 8 Novembris, anno [1556] supradicto :

fol. 27.

T. Fytswauters.—For the reformacyon of Lexe and other the king and quenes majesties countryes upon those borders, yt ys condescendid and agreid by us the lorde deputie and counsell, with thadvyse of the nobylite of the realme, that the sayde lorde deputie by lettres under his hande shall from tyme to tyme, when occasion of warre serveth, retayne suche number of kerne for that purpose as his lordship shall thinke good. The same holding to be cessid at his discreacyon within the counties of Methe, Westmethe, Dublyn, Uryell, Kildare, Caterlagh, Wexforde, Waterforde, Kylkenny and Tipperary; and so many of the saide counties to be cessid in money as his honor for the hyer and entertaynemente of the saide kerne shall thinke expedyente.

Memorandum: That, upon the debatyng hereof, yt was fynally concluded that there shulde be cessid in the counties of Dublyn and Methe two hundreth poundes for the same purpose. The meanyng ys two hundreth poundes, sterling, ratably upon the plowlandes.

H. Dublin, cane.—Roland Baltynglas.—Willelmus Midensis.—H. Sydney.—Richard Delvin.—John Travers.—D. Hay.

[XXVI.]—Apud Dubliniam, ix^o die Novembris, anno [1556] predicto :

fol. 27b.

T. Fytswauters.—It ys condescendid, concluded and agreid by us, the lorde deputie, the lordes and nobles of this realme, with the reste of the king and quenes majesties counsaill whose names are hereunto subscribed, that for the furnytur and vytailing aswell of their majesties fortes in Lexe and Offalley, as other their highness holdes and garrysons both in the northe and elsewhere, that there shalbe a unyversell cesse of corne and bieves; that ys to saye :

Foure thousande peckes whete, and foure thowsande peckes of malte, whereof the thurde parte beare malte, and the other two partes woote¹ malte; the pecke of whete and bere malte at thre shillinges iv. d., sterling, and the pecke of woote malte at two shillinges iv. d., sterling.

The [w]hole to be cessid and levied within the counties of Methe, Westemethe, Kyldare, Dublyn and Uryell, and to be divided in sorte as followeth, that ys to saye, in Methe and Westemethe foure thowsande peckes wherof thre thowsande in Methe and one thowsande in Westemethe, the one halfe wheate the other malte; in Kildare, xv hundreth peckes wheate and malte; in Dublin, other xv hundreth peckes whete and malte; and in the countye of Uriell one thowsande after like rate.

The counties of Wexforde, Waterforde, Kilkenny and Typperary to be lykewise cessid at the discreacion of the saide lorde deputie and as his lordship by his lettres shall appoynte, to serve for the furnytur of the manor of Leighlyn and other the quenes majesties garrysons that shall upon occasion resyde on those bordres. And, furder, yt ys concluded that for the furnytur aforesaide ther shalbe cessid within the saide five shieres of Methe, Westemethe, Kildare, Dublin, and Uriell, one thowsande bieves; whereof, in Methe and Westemethe, six hundreth; in Kildare seven score, in Uriell seven score, and in the countie of Dublin six score; the rate of the saide byeffe at xii. s., sterling.

All whiche proporyon of corne to be brought in as followeth, that is to saye, one parte by Christemas nexte, the seconde parte by Candelmas and the thirde parte by Saincte Patrikes tyde next following, with sufficyente

¹ Oaten.

fol. 28.

cariadge appointid by the countrey for conveying of the same, after the rate of *iv. d.* the garran and *vi. d.* the man by the daye, to be delyverid at suche places as in the meane tyme by the saide lorde deputie shalbe appointed unto you, wheare they shall receyve ready money after the rates aforesaide aswell for the saide grayne as also for the bieves, which bieves we woll shalbe brought all in betwixte this and Christmas nexte, to thintent they may for store be putt in salte, considering that after tyme they will fall and abate their fleshe.

1556.

H. Dublin, canc.—Roland Baltynglas.—Willelmus Midensis.—H. Sydney.—Richard Delvin.—John Travers.—John Plunket.

[XXVII.]—Apud Dubliniam, ix^o die Novembris, anno [1556] fol. 286. supradicto :

T. Fytswauters.—Memorandum : Wheare soondry varyaunces and controversies have heretofore byn moved and are yet depending betwene the right honnorable the erle of Ormonde, on the one partye, and the baron of Upper Ossory on the other, for dyverse stelthies, bodderages,¹ and other enormyties done by them and their tenantes, servants and followers, upon ther severall contries, to the greate unquyetenes of themselves and moche to the losse and hinderance of ther majesties subjectes abiding under their severall rules :

It is ordered, condescendid and agreid by us that Robert Dillon, esquier, seconde justice of their majesties benche here, and John Plunkett, of Donshaghly, esquier, as commysioners, indyfferently electid and chosen, shall with as moche spede as thei may make ther repayre into the saide erle and barons countries, and there travailing from place to place as occasyon shall serve, learne and understonde, by all the lawfull wayes and meanes they maye, eyther by deposition of wittnesses or otherwyse, what hurtes and damages have byn donne by the saide erle and baron one againste another, or by any their tenantes, servautes and followers or any thinhabitantes within their severall countreys ; and the same so knowen shall ymmediately putt in wryting under their handes and seales and sende yt unto us, the lorde deputie, with convenyente spede, to thende that we therupon may take suche order betwixte the saide erle and barone for a friendly concorde and quyetenes to be had betwene them, and for the better staye and quyetenes of the countries from hensfourthe as upon due consyderacyon of the mattier shalbe thought consonante and agreable to justice. fol. 29.

And hereupon yt ys fnrder orderid and agreid that not onely the costes and chardges of the sayde commysioners to be sustayned in this behalffe shalbe indyfferently borne by the sayde erle and baron, but also that they shall give unto the saide commysioners by waye of rewarde for their paynes taking in the premysse twenty markes, sterling, apece, to be paid in hande before their departure oute of the countries aforesaide.

H. Dublin, canc.—John Travers.—H. Sydney.²

[XXVIII.]—Apud Laughlen, ———³ die Decembris, anno fol. 306. [1556] supradicto :

Memorandum : That the xxixth day of November, in the third and fourthe yere of the most prosperus reignes of our most dred soveraigne lord and lady, the king and quenes majesties, etc. :

¹ Depredations.

² Ff. 29b. and 30 are blank.

³ Blank in Ms.

1556.

Conell Oge Omore, with the rest of the septes of the Omores in Lease, having before submittied themselves to their majesties mercies, came before the right honorable the lord Fitzwaters, one of the kinges majesties prevy chamber, capitaine of their majesties gentlemen pencioners and men at armes in England, and their majesties deputie of the realme of Ireland, and sir Henry Sidnie, knight, vicetresurer of Ireland, and John Plunket, esquier, two of their majesties previe counsell in Ireland, and eftsones humebly submitting themselves, acknowledgeinge there offences, and demanding pardone therefore, referred themselves with all they had to the order of the sayd lord deputi.

Whereuppon the sayd Conell, and the rest of the Omores were appointed to repaire to the sayd lord deputy to Laughlen, the second of December next following, which they dyd, and then and there in opin presence, did swere uppon the holy evangelyst to be true for ever after to the king and quenes majesties and the crowne of Ingland, and to be obedient in all thinges to the lord deputy or governor of this relme for the time being; and that they sholde kepe secrete all suche counsell as for the better service of the quenes majesties the lord deputie or governor of this realme for the time being shold dysclose to them; and that theye shold not keep secrete but open to the deputy or governor of this realme all conspiraces against ther majesties, the good government of this realme, or the persone of the deputy for the time being.

fol. 31.

And that they shold not mainteigne any rebell or outlaw but prosecute them to the uttermost of their powres, togethers with all suche of their owne nacions as shall start from any order taken with them by the sayd lorde deputy.

And, finally, openly confessing their usurpacion of the countrie of Leax, and renounceing clerely all claimes they or any of them might make to any parte thereof, and to stand to any order the lorde deputy sholde take with them, they dyd receive of their majesties gyft, by thandes of the sayd lord deputy, suche porcions of the countrie of Leax as the sayd lord uppon their humble submyssion, thought feete in their majesties names to geve unto them; they to pay therfore suche rent as by the sayd lorde deputie uppon a new survei shold be appointed, and to hold the same uppon such condicions as by the sayd lorde deputy shold be thought mete, and he expressed in a further state to be after made to them therein.

Untill which time the sayde lorde deputie dyd for their better assueraunce deliver to every of them a bill signyd with his hand, specifying the places appointed to them and comaunding all their majesties subjectes to suffer them to enjoy the sayd places in quiet; which they willingly recevid, and requieryd uppon their further service to be further consideryd.¹

1556[-7].

[XXIX.]—At Dublyn, the xxix of January, anno 1556[-7]:

fol. 32.

T. Fytswauters.—It ys ordered, agreid and concludid by the right honorabill the lorde Fitzwalter, one of the gentilmen of the kinges majesties prevy chamber, capytayne of all their majesties gentilmen pensioners and gentilmen at armes in Inglande, and lorde deputie of their majesties realme of Irelande, the nobilyte of this realme nowe assembled and the reste of their majesties counsell now preasente, that there shalbe comyssions sente fourthe for the taking up for their majesties of every ther majesties farmor of porte corne, the fiftth pecke of all suche corne as

¹ Fol. 31b. is blank.

1556[-7].

any of them doo farme of ther majesties. Their majesties to pay for every pecke the dooble pryce that every suche furste farmor payeth to ther majesties, and yf any such farmor have alienatid his lease so as he onely receyve yerely profyfte thereby, and yf the second and thurde farmer receyve also gayne therby, then the burdeyne to be layed indyfferently upon them all by the price that corne beareth in the nexte markett to the ferme where the corne ys demaundid, and the corne by them so provydid to be for ther majesties. Otherwyse, the farmor nowe holding the said lease to be answerable onely thereto.

And yf any suche farmor shall resiste any commyssioner for the gathering of the sayde corne, or the delyvery thereof at any place appoynted within ten myles of the place where the corne ys to be gathered, then commyssion to be sente to the shrieffe for assistance in he execucion of the premysse, and the partie to be pounyssed for his contempte at the discreacion of the lorde deputie and counsell.

And yf yt happen the furste farmor to be deceasid and have fol. 32b. alienatid his lease for a yerely gayne, and the same gayn commeth now to any other person, then he that receyveth the gayne to aunswer the commyssion as aforesaide.

And yf yt happen ther majesties to alienate any parcell wherunto any person ys farmor, as abovesaide, this order nevertheles to contynue during the terme of the lease, whosoever possesses the landes or the leases, for that som farmors paye their rente by a proporeyon ratid for every pecke or busshell, and som for every coople.

Our meanyng ys that where ther majesties receyve rente for the pecke this our order shulde be aunswerid by the fifth pecke; and wheare there ys receyvud for the coople, it should be aunswerid by the coople, rating two peckes for every coople.

H. Dublin, cano.—G. Armachanus.—Rolande off Cass[hell].—G. Kyldare.—Roland Baltynglas.—Willelmus Midensis.—S[ir] P[atrick] Barnewall, lord of T[rimleston].—Jenico, vic[ecomes] of G[ormaston].—Richard Delvin.—Thomas Louithe.—Thomas Leglinsenis.—Chrystofor Donsany.—John Travers.—H. Sydney.—James Bathe, baron.—D. Hay.—John Plunket.

[XXX.]—Ordres taken at Dublyn, the 30th of January, anno fol. 33. 1556[-7]:

T. Fytswauters.—[1.] Furste, for the better avoyding of stollen goodes:

It ys orderyd, agreid and concludid by the right honnorable the lorde Fitzwalter, one of the gentilmen of the kinges majesties prevy chamber, capteyne of all their majesties gentilmen pensyoners and gentilmen at armes in Englande, and lorde deputie of their majesties realme of Irelande, the nobylite of this realme nowe assemblid and the reste of ther majesties counsell nowe preasente, that no man from hensforthe shall bye in any markett towne eny horse, cowe, garran or other beste, but upon the markett daye betwene nine of the clocke in the mornyng and thre of the clocke at afternoone, and in the market place, and that every byer shall see at his perill that he know the seller to be a sufficient warrante for the sale of the goodes.

And yf eny man bye any of the foresaide goodes otherwise then ys above written, and the same goodes be after chalenged and provyd to be another mannes, the byer not onely to be aunswerable for the goodes so bought, but also yf the same goodes were stollen to suffer twenty dayes ymprysonmente for his contempte.

1556[-7].

And yf any man have any stolne goodes, not byeing them as aforesayde, and can not declare he had them of a suffyciente warrante, then he not onely to aunswer the same goodes but also the other goodes provid to be stollen with them; and so from one to another for the better advoyding of the cooloryng of stollen goodes, tyll the same be tryed oute.

fol. 33b.

[2.] Item²: Yt ys by the consente aforesaide orderid, agreid and concludid that yf eny horse, cowe or other cattayll be stollen and the tracte followydd to a certeyn place and the owner or owners inhabitor or inhabitors thereof be before recorde requyred to putt the tracte oute of the grounde to them belonging and they shall refuse so to doo, they to aunswer the goodes. And yf huyte and crye be made and the inhabitors therabouts doo not aunswer the same, and that yt be provid that the parties that followe the goodes susteyne losse therby, then they that did not aunswer the crye to satysfie the partye or parties for his or ther losses so sustayned.

[3.] Item: For the more spedy execucyon of justice yt ys ordered, agreid and concludid by assente aforesayde that when the lorde deputie or counsaill in his absence shall remytt any mattier in controversye betwene partye and partye to the hearing and determynyng of suche as to hym or them shalbe thought good to graunte a commyssion therfore, and that the sayde commyssioners shall have h[e]arde and determynd the sayde mattier or mattiers, the saide commyssioners shall dyrecte commaundementes to the shrieffe of the countye to see execution done according to their order; and there shalbe generall commyssiones sente fourthe to all shrieves to give them auctorite for the doing of the premysses, and to retorne every six wekes his dooinges therin to the lorde deputie and in his absence to the lorde chauncelor.

fol. 34.

[4.] For thadvoyding of contentyons that dayly doo aryse, it is furder orderid, agreid and concludid that no man shall in his owne cawse from hensforth take any sresse of his owne auctorytie any man aunswerable to the lawes for any mattier that he shall not by the lawe be admytted to strayne in. And yf any man doo contrary to this order, he to suffer ymprysonmente for twenty dayes, and make fyne to ther majesties as to the lorde deputie and counsell shalbe thought mete.

[5.] Item: For thadvoyding of the greате maynteynyng of malefactors, yt ys by assente aforesaid orderid and concludid that yf any man appoynted by commyssion from the lorde deputie, or in his absence from the lorde chauncelor, for thapprehending of any malefactor or malefactors, and that in the seking or pursuyng of suche malefactor or malefactors, he whiche hathe the commyssion and auctorytie shalbe by any man resisted, or that eny man shall refuse to ayde every suche commyssioner in thapprehending of every such malefactour, wherby it shalbe provid there hathe ensuyd any hinderance to the taking of suche malefactor or malefactors, that then the partie so resisting or refusing shall suffer ymprysonmente for one monneth and fyne to ther majesties at the will of the lorde deputie and counsell.

fol. 34b.

[6.] Item: For the better execution of all orders taken, yt ys likewise orderid and concludid by assente aforesaide that every shrieffe, bayly, constable or eny other offycer or offycers who shalbe appointed to see any order putt in execution, shall every six wekes presente to the lorde deputie, or in his absence to the lorde chauncelour, all breaches of ordres that hathe byn done within their rule during the same six wekes and

² In margin: "For tractinges of stolne goodes."

that they shall, before the twentieth daye of next monneth, presente in sorte before appoyntid all such breaches of ordres as hathe byn made within their rules syns the sending fourthe of the saide ordres; after whiche presentemente they to followe the order above wrytten every six wekes.

1556[-7]:

[7.] Item: For that ther ensuyth moche inconvenyence by the disorder of ydle people, yt is further orderid by assente aforesaide that every man dwelling within the counties of Dublin; Methe, Westmeth, Uriell, Kildare, Caterlaghe, Kylkenny, Wexforde and Waterforde shall putt in writing the names of suche ydle men as they kepe and will aunswer for the dooinges and delyver the same to such commyssioner as shalbe appointid for the recepte thereof, who shall delyver the same to the lorde deputie. And yf any man doo contrary to this order, he to be pounnysshed by ymprysonmente and payc fyne at the lorde deputie[s] and counsailes pleasure.

H. Dublin, cano.—G. Armachanus.—Roland off Casshel.—G. Kyldare:—Roland Baltynglas.—Willelmus Midensis.—Janico, vic. of G[ormaston].—D. Hay.—Richard Delvin.—Christofor Donsany.—P. Barnewall, lord of T[rinletiston].—Thomas Leglinensis.—Thomas Louithe.—H. Sydney.—John Travers.—James Bathe, baron.—John Plunket.

[XXXI.]—At Kyllmaynam, the xivth of February, 1556 [-7]:

fol. 35.

Whereare Wylliam Saunders, of Learpoole¹, maryner, and one Wylliam Raubynson weere apprehended of late uppon suspicion to have brought into this realme thre shillinges of counterfete monny, and theruppon being commytted to the castell of Dublyn to ward, have remeyned there certayne dayes, for so moche as, upon examynacion of the matter, there apperythe no sufficient cause why the sayd Saunders and Raubynson shold longer be deteigned, it is condescended and agreed by us, the lorde deputy and counsell, that they shall furthewith be enlerged and set at liberti, and no further troubled for the same matter.

[XXXII.]—At Dublyn, the xxvth of February 1556[-7]:

fol. 35b.

T. Fytswauters.—Wheare Rowry and Donough Oconner, with the rest of the gentlemen and usurpid inhabitantes of Offaly, apperyed at the Dinghan, the fourth of October last past before us, the lorde Fitzwaters, one of the gentlemen of the kinges majesties privy chamber, capitaine of all their majesties gentlemen pencioners and men at armes in England, and lorde deputie of ther majesties realme of Ireland, and there, in presence of the erle of Kyldare and others of the counsell, humebly submytting themselves, desieryed that they might be receveyd to their majesties mersy, and that being taken as true subjectes from thenceforthe they wold clerely deliver the country of Offallye which they wrongfully kept, and receive at their majesties hands suche porcions of the sayd country and uppon suche sort and condicion as we, the lorde deputie, shold in their majesties names appoint, with offer to stand to all other orders that by us, the lorde deputy, shold be taken. For performance whereof the sayd Donoughe willingly yelded himself to remeyne in hand with us, the lorde deputy, tyll suche time as all orders shold be by us in the premyses fully taken; and so continued untill the xvth of December after.

¹ Liverpool,

1556[-7].

On which day at the sayd fort the sayd Rowry, with the rest of the gentlemen and usurpid inhabytantes, eftsones apperyed before us and divers of the counsell, and together with the said Donough, being there with us in hand, cravid eftsones at her majesties handes mercy with some porcion of the country in sort above writon.

fol. 36.

At which time, uppon their humeblenes and othe made uppon the holly evangelest to be true to their majesties and to the crowne of Ingland for ever, and to be obedient to the deputy for the time being in all thinges, to maintaine no rebell or outlaw, but to prosecute them to the uttermost within their rule, to put away all strangers from them, and to prosecute all suche to the country as shold refuse to stand to any order taken by the lorde deputy, we toke order that the sayd Donough shold, delivering sufficient pledges for himself and the rest, be enlarged, and that the sayd Rowry and Donough with the rest shold remeyne in the parties of Dowgesshell tyll every of them shold have their porcions severally appointed.

For the better dyspatch whereof the sayd Rowry and Donough, authorityssyd for the rest, weare appointed to repayer to us, the lorde deputy, to Laughlen on the Thursday in Crystmas next after, there to receve for them and the rest whose names they shold bring with them written in a bill suche porcions of the sayd country as for every of them shold by us the lorde deputie in their majesties names be appointed.

At which day the sayd Donough appeeryd not, and for the better assueraunce on the parties of the sayd Rowry and Donough and the rest above writon to performe the orders that shold be taken by us, the lorde deputy, in their majesties behalves, and to do their duties of allegaunce and obedience as good subjectes, we not onely the sayd xvth day recevid thaire pledges, videlicet, Rosse Mc Morghe for Donough Oconner, Bryan McPhelem for Rowry Oconner, and Murghe Oge for the rest of the country, uppon condicion that Rosse Mc Owyn shold come pledge in the place of Rosse Mc Murgh for Donough, Lenoghe Boy in the place of Bryan Mc Phelme for Rowry, and in the place of Murgh Oge for the country, the severall pledges and suche as we shold appoint of every man of the country that shold receve of their majesties anny parte thereof.

fol. 36b.

Which done, the sayd Rosse Mc Murgh, Bryan Mc Phelime and Murgh Oge with all other pledges that remeined in the castell of Dublyn before our furst entering into Offally shold not only be deliveryd, but allso by consent of bothe sydes appointed therle of Kildare, then absent with the barron of Delvin, Omolloy and Magoghghan, then present, to be slanties¹ uppon them to follow them to the uttermost uppon breche of any the premysses, which slanty the sayde erle being absent dyd after by his letters to us take uppon him, and the sayd barron, Omolloy and Magoghghan, being present, dyd then and there take uppon them.

Syns which time the sayd Donogh and others have not onely broken divers dayes of thaire apparaunce before us but also have most falsely and traytorusly conspieryed with divers other rebelles and traitoures and uppon somons resolid not to come unto us, the lorde Deputy and counsell, then being in the sayd country of Offally, but combyned themselves together to kepe out and make warr against their majesties and ther good subjectes have utterly refused to come in to us, wheareby it apperythe they dyd and do meane but to delay the tyme to utter the better their traytorus intent :

fol. 37.

¹ Sureties.

It is therefore, in respect of the premysses and other speciall causes to us the lorde deputy and counsell knowen, thought good that there shold be with all spede possible sharp warre made uppon the sayd Donogh with all others that take his part, and that the sayd Donogh and all that take his part shold be proclemyd traytours thorowout their majesties realme of Ireland, and the erle of Kyldare, the barron of Delvin, Omolloy and Magoghagan shall follow the slanty to the uttermost. The premysses to be put in execution with all spede.

1556[-7].

H. Dublin, canc.—G. Kyldare.—Willelmus Midensis.—J. of Slane.—P. of Trymbeleston.—H. Sydney.—Henry Radecliff.—James Bathe.—John Travers.—John Plunket.¹

[XXXIII.]--At Dublin, the xxvth of February, 1556[-7] :

fol. 38.

Whereas the Oconors, with other their complices and folowers in Offally, acknowleaging of late before the lorde deputie and summe other of the counsaill their disloyall bihaviour and disobedience to the king and quenes majesties, made their humble submyssion theryn and, for declaracion of their goode conformitie, not only toke a corporall othe upon the holy evangelistes to be from thensfurthe trewe, faithfull and obedient subjectes, but also for the better performance therof did put yn such pledges as by the saide lorde deputie and counsaill were then required. Syns whiche tyme at the saide lorde deputies and dyverse of the counsaills late being in Offally, Donoghe Oconor, with certain other of the Oconnors and men of Offally, nothing regarding their duties, nether their submyssion, othe and putting yn of pledges aforesaide, traiterously combyngeng themselves with other rebelles and malefactors to kepe owte and make warre upon their majesties and their goode subjectes, have refused to come yn to the saide lorde deputie and counsaill, and do provyde to prosecute their myschevous attempte to their uttermost power, shewyng theymselves manifestly to be traitours and rebelles against their majesties :

It is therefore thought goode to the saide lorde deputie, the nobles of this realme and the rest of the counsaill nowe assembled together, as well by this present proclamation to signifie the premysses to all their majesties loving subjectes, to thende they shulde advoyde suche daunger as therof might ensue, as also to denounce and publishe the saide Donnoghe Oconnor and his complices, with all his folowers, ayders and maynteyners, open traitours and rebelles against our soveraigne lorde and lady the king and quenes majesties, straitly charging and commanding that noo person, of what degree or condicion soever he or they be, shall in any wise ayde, maynteyne or succour the saide Donnoghe or any of his adherentes or folowers aforesaide with meate, drinke, or other relief upon payne to incurre the pennaltie that by the lawes of this realme is ordered for the punnyshment of suche as shall maynteyne traitours.

fol. 38b.

And it is further condescended and agreed by the saide lorde deputie, the nobles and counsaill aforesaide, that whosoever shall bring yn the saide Donoghe or his heade to the lord deputie shall have by way of reward eon hundred poundes, sterling; and, if he be an offendor himself he shall have a pardon for his offences past.

Memorandum : That we, tharchebusshop of Dublin, lord chauncelor, and the bussshop of Methe, do consent to all thinges above writtin,

¹ Fol. 37b. is blank.

1556[-7].

saving what touchith the lief of man, whiche we forbear to do lest we shulde incurre the daunger of irregularitie.

H. Dublin, canc.—G. Kyldare.—Willelmus Midensis.—J. of Slane.—P. of Trimleteston.—Henry Radecliff.—H. Sydney.—John Travers.—James Bathe.—John Plunket.

fol. 39

[XXXIV.]—At Dublyn, the xxvth of February, 1556[-7] :

T. Fytswauters.—Where Donnoghe Oconor and diverse other of the Oconors and men of Offally, after they had submytted theymselves to the lorde deputie and counsell, sworne their obedience to the kinge and quenes majesties, and put in pledges for performauce of the same, traiterously combyneing theymselves with other rebelles and malefactors conspired to make warre agaynst their majesties and their good subjectes, and refused at the said lorde deputies late being yn Offally to comme yn, and shewe their due obedience to their majesties, and then did and do provide to prosecute their traiterous intent, contrary to their duties of obedience; for whiche their great disobedience contempt and treasons the said Donnoghe and his complices, their aiders and mayntayners, are denounced and proclaymed as open traitors agaynst our soveraigne lorde and lady the kinge and quenes majesties: it is thought good to the lorde deputie, the nobles of the realme, and the reste of the counsell nowe assembled, for avoideng of inconveniences that might ensue, and the better folowing of the said traitors, to geve warning to all their majesties loving subjectes by this present proclamacion that whosoever hath any goodes or catailes of any person dwelling in Offally commytted to his or their custody ether upon cummericke¹ or otherwise, shall ether furthwith bringe in the same goodes and catailes to the lorde deputie, or elles deliver unto him a bille declaring the certayntie therof and undertake to answere it when it shall be called for; and whosoever shall doo the same justly, without frawde or covyne, shall receive by way of rewarde the thirde parte of the saide goodes and catailes so committed to his or their custodies and declared to the lorde deputie, onles the whole be restored agayne to the owner by the said lorde deputies order.

fol. 39b.

And whosoever shall concele any parte of suche goodes or catailes so committed to keping as is aforesaid, and not deliver the same to the lorde deputie, or elles a bille thereof as is above mencioned, (the same being duly proved against him) shall not only be reputed and taken as mayntaynor and aider of traitors, but also shall incurre daunger of all penalties and other forfeites that by the lawes of this realme is provided against the maynteynors of rebelles and traitors.

H. Dublin, canc.—G. Kyldare.—Willelmus Midensis.—J. of Slane.—P. of Trymleteston.—Henry Radecliff.—H. Sydney.

fol. 40.

[XXXV.]—At Dublyn the xxvth of February, 1556[-7] :

T. Fytswauters.—Forasmuche as Donoghe Oconor and other his complices and adherentes have of late, contrary to their othe and faithfull promise, shewed theymselves disloiall subjectes, and traiterously combyned with rebelles and malefactors to make warre against the kinge and quenes majesties and their good and quiet subjectes :

¹ Surety.

It is therefore thought expedient to us, the lorde deputie, the nobles of this realme and the reste of the counsell now assembled, that generall musters be made with all expedicion for levieng of labourers to be sent into Offally and the confynes therof for cutting of paces¹ and mending of towghors,² wherby their majesties army may the better passe, and the traitors more easily be pursued. The said labourers to mete at suche day and place as the lorde deputie shall appoynte, furnished with billes, axes, spades, mattookes, or other tooles mete for the purposes aforesaid, and to be employd where his lordship shall appoynt, by the space of eight daies together, vitailed and provided in all pointes at the charges of the country whens they rise, as heretofore in like cases hath been accustomed. And that letters furthwith shalbe sent into severall counties for the spedy doing of the premisses with all good endeavor and diligence.

1556[-7].

H. Dublin, canc.—G. Kyldare.—Willelmus Midensis.—J. of Slane.—P. of Trymlesteston.—H. Sydney.—Henry Radecliff.³

[XXXVI.]—At Dublyn, the xxvth of February, 1556[-7]: fol. 41.

T. Fytswaiters.—Upon consideration of the controversies that of late have been moved, and are yet depending, betwene the baron of Dungannon and Shane Onele, related presently unto us, the lorde deputie, by the credible letters of the right reverende father in God, the lorde primate: it is ordered, condescended and agreed by us, the lorde deputie and counsell, for thappeasing of the said variaunces and for a good quietnes to be had betwixt theym, that as well the said baron as the said Shane, shall have, possesse and enjoy all suche landes, goodes, catelles, and folowers as ether of theym had and enjoyed before the tyme of Shanes late siknes; and that eche of theym shall furthwith redeliver to the other as well all suche landes or cuntries as any of theym hath taken from the other syns Shanes late siknes aforesaid, as also make restitution on bothe sides of all suche goodes, catailes and folowers as any of theym hath taken from the other within that time. The same to be doon indifferently by the oversight of the said lorde primate and the lorde of Lowthe, who shall by their discrecions appoynt the said baron and Shane to come before theym at Dundalke at a day convenient, and there declare to theym this our order and see it put in execucion accordingly; doing theym bothe to understande that who-soever shall refuse to conforme himself to this our order (as we thinke they will not) the same thereby shall geve us cause to aide the other against him that so maketh default.

The like whereof we will doo against him that shall for his own mayntenance intertaine any Scotte borne out of this realme to annoy the adverse parte.

This order to endure during the lorde deputie[s] and counsels pleasures.

H. Dublin, canc.—G. Kyldare.—Willelmus Midensis.—J. of Slane.—P. of Trymlesteston.—Henry Radecliff.—H. Sydney.—John Travers.—D. Hay.

¹ Passes.

² Causeways.

³ Fol. 40b. is blank.

1557.
fol. 42.

[XXXVII.]—At Dublyn, the xxvii of Marche, 1557:

T. Fytswauters.—For the better defence of thinhabitantes of Leys,¹ Offally,² Irry,³ Glanmeliry⁴, and Slemarge,⁵ and for the spedier repressing of suche as in those quarters might hereafter rebell, it is ordered, agreed and concluded by us, the lorde deputie and counsell, that there shalbe generall musters of labourers taken for the fortiens of certayne places, cutting of certayn paces and mending of sundry towghors, within the said cuntreys, and that there shalbe cessed in the countie of Kildare, 400 labourers, in the countie of Kilkenny 400 labourers, in the countie of Dublyn 200 labourers, in the countie of Methe 500 labourers, and in the countie of Westmethe 400 labourers, for the doing of the premisses.

The said labourers to be furnished withe vitales and toles at the charges of the cuntrey for eight daies and to reparaie to suche places as by the lorde deputie shalbe appoynted at suche tyme as by his letters he shall signifie to the shiref of every countie his pleasure in that behalf.

H. Dublin, canc.—H. Sydney—Henry Radecliff.—George Stanley.

fol. 42b.

[XXXVIII.]—The copie of the letteres [to sheriffs], sent furthe upon thordre afore writtin, for mustring of labourers:

We grete you hartely well: And wheras upon consultacion had of late for the better defence of the cuntreys of Leys, Offally, and others therunto adjoyneng, and to abate the courage of suche rebelles and malefactours as happily hereafter might seke to bring the same into disordre, it was thought expedient, concluded and agreed by us, the lorde deputie and counsaill then assembled, as well that certain fortifications shoulde be made bothe alongest the borders and within the saide cuntreys, as also that paces shulde be cutte and toughers mended for the more easy passage of tharmy, and saultie of the people travailling to and fro, and for that purpose that generall musters shulde be made of all the husbandmen and labourers within the counties adjoynante wherby a sufficient nombre of strange and hable workemen may be appointed to assemble together at tyme and place certain, furnyshed of vitales and tooles necessary, and be employed in labor as we, the lorde deputie, shall take ordre:

fol. 43.

These be therfor to will and requyre and nevertheles to charge and commaunde you in their majesties names to cause suche generall musters of labourers as is aforesaide to be made within that the countie of —⁶ with all expedicion, and chosing —⁷ of the best and moost hable men oute of the whole numbre, to appointe them to be in perfitte redynes to assemble and mete all together the morowe after Lowe Sunday⁸ next, in the mornynge, at suche place as by our the lorde deputies letters shalbe to the sherif of the saide countie signified, with sufficient furniture of tooles and vitales for eight dayes.

At whiche tyme they shalbe further directed by us, the lorde deputie, for employment of their travaill aboute the purposes afore mencioned as best shall appertayne. We require also and straitly charge you, the sherif and sergeant of the saide countie, upon ordre herein taken, to

^{1, 2, 3, 4, 5} Leix, Offally, Irry, Glanmeliry, and Slemarge were, by act of parliament at Dublin in 1556–7, constituted shires under the names of the King's County and the Queen's County.

^{6, 7} Blanks in MS.

⁸ The first Sunday after Easter-day, 18 April, 1557.

see the premyes put in due execucion without delay, as ye, and either of you, will answeere for the contrary doing at your extreme perilles.

1557.

[XXXIX.]—Letters for generall musters of men of warre :

fol. 43b.

We grete you hartely well. And where it is upon consultacion thought goode to us that there shulde be for dyverse respectes generall musters taken thoroughe oute their majesties realme in suche sorte as heretofore hath been accustomed, and by thordre of their majesties lawes in suche caces is appointed, and the same so taken to be to us with spede retournd, we shall therfor requyre you that dividing yourselfs into circuites ye do aswell take musters with all expedicion of all their majesties subjectes of thage betwene 16 and 60 within their majesties Countie of —¹ and to geve warnyng to every man to be furnished with weapon and armour according to the tenure of the statutes therein provided, and also to make a perfite booke of your doinges therin, and of every mannes name and furniture in every towne within the said countie, and to advertyse the same in due ordre to us before the last of Aprill next cumyng, and not to faile of any parte hereof as ye tendre your duties to their majesties.

Yeven at Kilmaynan, the xxviith of Marche, 1557.

[XL.]—A proclamacion for goode ordre betwene the souldiours and the countrey, xxvii^o die Marcii, 1557 :

fol. 44.

Where, by reason of the warres at this present in Offally for the chastiseng of the rebellis there, the souldiours as well horsemen as fotemen have occasion to passe and repasse daily throughe the borders and other places of thenglishe pale, and that we be informed by the souldiours that they can not have meate and drinke for their money as they were wonte to have, but that the people in many places rather flee the townes when they see them cumyng, and raise the crye then mynister any reasonable ayde to them for their money, and on the other parte oftentimes complaynt is made to us that the souldiours passing in sorte above saide take meate and drinke and pay nothing therfore.

To the intente that the souldiours shulde be releved with vitales for their money, as reason is they shulde, and that the people according to right shulde receyve money for the same, it is therefore ordered by us, the lorde deputie and counsaill, that whensoever any souldiour or souldiours shall passe throughe the countrey in any place within the Englishe Pale, and demaunde meate and drinke or horsmete, he or they who so demaunde shall call for the sergeant, constable, or other officer yf there be any, or otherwyse for two of the best men in the towne, and shall require them to see them for their money provided of that they require within the saide towne, and the saide sergeaunt, constable, other officer, or the two best of the towne thereupon shall see them furnished of all thinges fitte for them and to receyve money therefore and see the people paid.

And if ether the souldiour shall take any thinge otherwise then by this proclamacion is appointed, exceipte demanding it as is above written, it shalbe denyed to him, or that any suche sergeaunt, constable, other officer or two of the best of the towne shall deny to see the souldiours so demanding to be furnished of their demaundes and to receyve money therfor for the people, the souldiour so offending or the sergeant, constable, officer or two of the best of the towne so denyeng to see the

fol. 44b.

¹ Blank in MS.

1557.

souldiours sufficiently furnished for their money of suche thinges as shalbe within the saide towne, and every man avdoyding the towne or raising the crye when the souldiours shall cumme, to be punished by imprisonment and fyne at the lorde deputie and counsailes pleassur. And, therefore, for the better execution thereof, and to advoide the disordre that hereby daily doth arise, we will you, the lordes and gentilmén of the cuntrey, to take suche ordre with your tennautes, in every of your townes, as by your goode diligence this our proclamacion may for the benefite of the cuntrey and the well ordering of the souldiours the soner take good effecte.

fol. 45.

[XLI.]—Hec indentura, facta secundo die Aprilis, anno Domini millesimo quingentesimo quinquagesimo septimo [1557], inter honorabilem ac illustrem principem, dominum Thomam Radeclif, militem, Sussexie comitem, vice-comitem Fitzwanters, dominum de Egremondre et Burnell, unum generosorum private camere invictissimi domini regis, necnon omnium generosorum serenissime domine regine, pencionariorum et generosorum ad arma in regno suo Anglie capitaneum, ac regni Hibernie predictis domino regi et regine deputatum, ceterosque de consilio regali in eodem regno, quorum nomina hic inferius scribuntur, ex una parte, et Gulielmum Ower Okarwell, de principali Okarwellorum familia in patria de Ely Ocarwell oriundum, parte ex altera, testatur quod predictus Gulielmus concessit, promisit et per presentes se obligavit tenere et firmiter perimplere dictis dominis regi et regine, heredibus et successoribus prefate regine, Anglie regibus, tenorem et formam articulorum sequentium :

[1.] In primis : Quod non solum Catholicam fidem et religionem, quantum in se est, promovebit et defendet, sed omnes etiam contradicentes aut renitentes pro suo posse corrigi in iudicium vocari et debito modo per omnia puniri faciet.

[2.] Item : Acceptabit et recognoscet predictos dominum regem et reginam legitimos esse sibi principes, illisque heredibus et successoribus predictae domine regine adherere contra omnes homines sicut fidelis subditus, et sicut ceteri ligei predicti regni Hibernie serviunt et obediunt servire et obedire debent.

[3.] Item : Predictus Gulielmus non adherebit nec confederabit cum inimicis aut rebellibus dictorum regis et regine aut successorum suorum sed illos pro viribus suis de tempore in tempus castigabit et prosequetur.

fol. 45b.

[4.] Item : Uterius, dictus Gulielmus per presentes obligatur quod regia majestas habebit omnes terras et possessiones suas proprias ac cetera omnia et singula debita ad suam celsitudinem spectantia tam ea que modo jacent et existunt sub tutela et gubernacione predicti Gulielmi quam que quovismodo posthac crescere et legitime provenire poterint ad illorum majestatum usus infra limites et jurisdictionem patrie de Ely predictae.

[5.] Item : Similiter prefatus Gulielmus promptus et paratus erit in propria persona sua ad serviendum dominis regi et regine heredibus et successoribus dictae domine regine ad mandatum domini deputati pro tempore existentis, cum duodecim equestribus et viginti quatuor turbariis bene armatis in omni suo magno progressu bellico vulgariter nuncupato hostinges¹, cum victualibus pro se et suis ad expensas patrie sue quancumque et quociescunque hujusmodi domino deputato placebit

¹ In margin : "Note : rent : servyce of horsemen, kearne, and galloglas."

ad hoc assignare et demandare. Et in quolibet alio viagio et progressu subito contingenti serviet cum toto numero et potestate sua cum victualibus similiter pro duobus vel tribus diebus. Et pro quolibet equestre faciente defectum (ut predicitur) forisfaciet et solvet pro quolibet die tres solidos et octo denarios et pro quolibet turbario pro simili defectu denarios viginti. 1357.

[6.] Item: Predictus Gulielmus concessit et promisit pro recognitione obediencie sue et quia tenet dictam patriam de domino rege et domina Regina reddere et solvere singulis annis dictis dominis regi et regine, heredibus et successoribus prefate regine, duodecim libras legalis monete Hibernice, solvendas et tradendas officiariis suis annuatim in hoc regno ad festum Sancti Michaelis tantum.

[7.] Item: Prefatus Gulielmus ulterius concessit et promisit daturum se quolibet anno bonagium octoginta Scoticis, vulgariter nuncupatis galloglasses, pro uno quarterio anni. Et quod indilate dabit et solvet fol. 46. prefato domino deputato aut ejus assignatis centum viginti martos pingues (ut moris est) pro nominatione et admissione sua ad locum capitanei sue nacionis et patrie de Ely predictae.

[8.] Item: Prefatus Gulielmus non solum juramentum corporale prestitit super sacrosancta Dei evangelia pro bono complemento premissorum, sed finaliter concessit etiam et promisit, pro majori securitate fidelitatis sue erga regis et regine majestates, ponere obsides suos penes prefatum dominum deputatum vel alibi prout melius eidem domino deputato videbitur.

In cujus rei et omnium premissorum fidem et testimonium, tam predictus dominus deputatus et consilium quam prefatus Gulielmus hiis scriptis manus suas alternatim apposuerunt.

Data die et mense supradictis, annis regnorum Philippi et Marie, Dei gratia Anglie, Francie, Hispaniarum, utriusque Sicilie, Neapolis, Hierusalem et Hibernie regis et regine, fidei defensorum, archiducum Austrie, ducum Mediolani, Burgundie et Brabancie, comitum Haspurgie, Flandrie et Tirollis tertio et quarto [1557].

[XLII.]—At Dublyn, the ixth of June, 1557 :

fol. 46b.

T. Sussex.—Where variaunce is depending betwene Brian Offerrall and Fiaughney M^e Tege concerning the captainship of the cuntrey of Offerrall Bane, and betwene the bretherne and sonnes of Donell Bane and Fiaughe M^e Tege aswell for the deathe of the said Donell, lately slaine by Fiaughe, as also for the breache of the slanty taken by the lorde deputie and therle of Kildare upon the said Donell and Fiaughe for the keping of their majesties peas :

It is ordered, concluded and agreed by us, the lorde deputie and counsell, with the consent of the said parties, that they shall stande to performe and abide in the premisses all suche orders and determinacion for all the said matters as we, the lorde deputie and counsell, shall hereafter take therein :

And, for the better performauce thereof and the surer keping of their majesties peas, that every of theym shall put their severall pledges into the handes of the lord deputie and counsell.

Videlicet, the said Brian, for him and his septe, Tirlaughe m^e Brian ; the bretherne and sonnes of Donell Bane, for theym and their septe, Brian mac Moroughe ; and Fiaughney m^e Tege, for him and his septe, Donell mac Fiaughney, Brian mac Fiaughney and Dermot m^e Huberte.

1557. And, further, whosoever brekithis order to be chastised by the
 fol. 47. lorde deputie and counsell as to their discrecions shalbe thought good.

H. Dublin, cano.—James Desmond.—G. Armachanus.—G. Kyldare.—Christopherus Tuamensis.—Jenico, Vicecomes of G[ormanston].—Thomas Darenis.—J. of Slane.—P. of Trymleteston.—Henry Radecliff.—D. Hay.

fol. 47b. [XLIII.]—Apud Dublinam, tercio Julii annis regnorum regis et regine Philippi et Marie tercio et quarto :

T. Sussex.—It ys concludid by us, the lorde deputie, the lordes spiritual and temporall of the realme, and the reste of their majesties counsaill of the same whose names be hereunto subscribed, that, for sondry consyderacyons towching as well the repressing of rebelles as also the resysting of foreyne invasion, ther shalbe a generall hosting for fourty dayes to be proclaimed, after the olde custome by wrytt at the rate of thre plowe lande to a carte, to sett fourthe the seconde daye of Auguste nexte, and to mete at suche place as upon the nexte consultacion had by us in the meane shall by proclamacyon be sett fourthe.

H. Dublin, cano.—G. Armachanus.—G. Kyldare.—Jenico, vicecomes of G[ormanston].—W. Midensis.—Roland Baltynglas.—P. of Trymleteston.—Christofer Donsany.—Thomas Louithe.—Allexsandr¹ off Fernys.—Christoffor of Kyllen.—Thomas Darenis.—D. Hay.—Henry Radecliff.—George Stanley.—Gerald Aylmer, justice.—Robert Dyllon.—James Bathe.—John Plunket.—Francis Agarde.

fol. 48.

[XLIV.]—At Dublyn, the xxiith of July, 1557 :

Memorandum : That where upon the consultacion and agreement of this last generall hosting next before written aswell as at the other the laste yere, the cuntreys of the Englishe Pale alledge that they have of their owne benevolence been further charged then they heretofore have been accustomed to be.

It is therefore condescended and agreed by us the lorde deputie and counsell that this increase of charge growen and growing at these two laste hostinges and afore mencioned, shalbe no president to burden the cuntreys hereafter with the like, but that the same shall stande chargeable from hensforthe with as muche as of auncient custome they have been wonte to beare and no further.

fol. 48b.

[XLV.]—This indenture, made at Dublin, the xxiiiith day of July, anno 1557, betwixte the right honorable the lorde deputie and counsaill of the one partie and John Bremengham and his son Waltier Bremengham of the other partie, witnesseth :

That wheras question was moved betwene the saide parties towching the castell of Kannafad the saide lorde deputie and counsaill alledging the same to pertayne to the quenes majestie by reason that a certayne somme of money was defrayed for the buylding therof out of the kinges Majesties treasure and a comon cesse was levied of the cuntry by ordre directed from the lorde deputie and counsaill then being for the same, whiche was doon for the special service that the same castell may doo, it lyeng on the frontier betwixte the Englishe Pale and Offallyly upon thentringe of the long foorde called Aghefadda.

¹ Alexander Devereux, bishop of Ferns.

And the saide John and Waltier alledging that the saide castell appertayneth to them selves, for, as they sayed, it is buylded upon their propre enheritaunce and that they have employed, as they alledged, more chardges upon the buylding therof then the saide lorde deputie and counsaill have doon either in money or cesse, of whiche allegacions controversie is like to rise towelching the right of the saide castell :

1557.

Notwithstandinge for that the same coulde not presently be herde and determyned for lacke of the proufes and that there is present nede of service to be doon by the castell, it is thought goode that the saide John and Waltier shude dimise and to ferme lett, like as by these presentes they do demise and to ferme lett to the saide lorde deputie and counsaill their whole interest in the saide castell and the bawne annexed to the same for terme of thre yeres nexte ensuyng the date hereof, yelding and payng for the same castell and bawne onely to the saide John or Waltier their heyres or assigne the somme of six shillings and eight pence sterling yerely at the feaste of Sainct James thappostell. fol. 49.

Provided that the premises shall in no wise be impediment or hinder-aunce to the right or title that the quenes majestie pretendeth to the saide castell, and also the saide John and Waltier have convenannted and agreid that in case it shall seme requisit to the lorde deputie and counsaill for service to be doon at thende of the saide terme to take the saide castell and bawne for more yeres that they shalbe contented to lett the same after the foresaide rate.

In witnes wherof the saide lorde deputie and counsaill and the saide John and Waltier have unto the partis of this indenture interchangeably subscribed their handes, the day and yere above specified.

[XLVI.]—*Hee indentura, facta xxiii^o die Julii, anno Domini millesimo quingentesimo quinquagesimo septimo [1557], inter honorabilem et prepotentem dominum, Thomam Radelif, prenobilis ordinis garterii militem, Sussexie comitem, vicecomitem Fitzwauteres, dominum de Egremounde et Burnell, unum generosorum private camere invictissimi domini regis, necnon omnium generosorum serenissime domine regine pensionariorum et generosorum ad arma in regno suo Anglie capitaneum, ac regni Hibernie predictae domino regi et regie deputatum, ceterosque de consilio regali in eodem regno quorum nomina hic inferius scribuntur ex una parte, et Bernardum, filium Mauri Offarrall,¹ in patria de Offarrall Bane, percella de Annaly,² parte ex altera, testatur quod predictus Bernardus concessit, promisit et per presentes se obligavit tenere et firmiter perimplere dictis dominis regi et regine heredibus et successoribus prefate regine, Anglie regibus, tenorem et formam articulorum sequentium :*

[1.] *In primis: Quod non solum Catholicam fidem et religionem, quantum in se est, promovebit et defendet, sed omnes etiam contradicentes aut renitentes pro suo posse corrigi in judicium vocari et debito modo per omnia puniri faciet.*

[2.] *Item: Acceptabit et recognoscet predictos dominos regem et reginam legitimos esse sibi principes, illisque heredibus et successoribus predictae domine regine adhaerebit contra omnes homines sicut fidelis subditus et sicut ceteri ligei predicti regni Hibernie serviunt et obediunt aut servire et obedire debent.*

¹ In margin: "Note: Rent of beves of alle hors sarvyce of horsmen and kearne."

² Now part of county of Longford.

1557.

fol. 50.

[3.] Item : Predictus Bernardus non adherebit nec confederabit cum inimicis aut rebellibus dictorum regis et regine aut successorum suorum sed illos pro viribus suis de tempore in tempus castigabit et prosequetur.

[4.] Item : Uterius, dictus Bernardus per presentes obligatur quod regia majestas habeat omnes terras et possessiones suas proprias ac cetera omnia et singula debita ad suam celsitudinem spectantia, tam ea que modo jacent et existunt sub tutela et gubernatione predicti Bernardi quam que quovismodo posthac crescere et legitime provenire poterint ad illorum majestatum usus infra limites et jurisdictionem patrie de Offarrall Bane predicto.

[5.] Item : Similiter prefatus Bernardus promptus et paratus erit in propria persona sua ad serviendum dominis regi et regine, heredibus et successoribus dicte domine regine ad mandatum domini deputati pro tempore existentis, cum sex equestribus et triginta turbariis¹ bene armatis in omni suo magno progressu bellico, vulgariter nuncupato hostinges, cum victualibus pro se et suis ad expensas patrie sue quodocunque et quociuscunque hujusmodi domino deputato placebit ad hoc assignare et demandare, et in quolibet alio viagio et progressu subito contingente serviet cum toto numero et protestate sua cum victualibus similiter pro duobus vel tribus diebus et pro quolibet equestre faciente defectum (ut predictur) forisfaciet et solvet pro quolibet die tres solidos et octo denarios, et pro quolibet turbario pro simili defectu denarios viginti.

fol. 50b.

[6.] Item : Predictus Bernardus concessit et promisit, pro recognitione obediencie sue et quia tenet dictam patriam de domino regi et domina regina reddere et solvere singulis annis dictis dominis regi et regine, heredibus et successoribus prefate regine, quinquaginta martos pingues² annuatim, ad festum Sancti Michaelis tantum tradendos officiariis suis vel in defectu martorum solvet pro eis tantundem pecunie quantum ex veteri consuetudine solitum est solvi.

[7.] Item : Prefatus Bernardus ulterius concessit et promisit daturum se quolibet anno bonagium centum Scotiis vulgariter nuncupatis galloglasses pro uno quarterio anni. Et quod indilate dabit et solvet prefato domino deputato aut ejus assignato centum martos pinguas (ut moris est) pro nominatione et admissione sua ad locum capitanei nacionis et patrie de Offarrall Bane predicto. Et quod respondebit et exsolvet de tempore in tempus ad illorum majestatum usus omnia Offarrall Bane ante hac ex consuetudine solvit aut solvere debuit, et que ad illorum majestates quovismodo pertinet aut pertinere debent.

[8.] Item : Prefatus Bernardus non solum juramentum corporale prestitit super sacrosancta Dei evangelia pro bono complemento premissorum, sed finaliter concessit etiam et promisit pro majori securitate fidelitatis sue erga regis et regine majestates ponere obsides suos penes prefatum dominum deputatum vel alibi prout melius eidem domino deputato videbitur.

In cuius rei et omnium premissorum fidem et testimonium tam predictus dominus deputatus et consilium quam prefatus Bernardus hiis scriptis manus suas alternatim apposuerunt.

Data die et mense supradictis annis regnorum Philippi et Marie, Dei gratia, Anglie, Francie, Hispaniarum, utriusque Sicilie, Neapolis, Hierusalem et Hibernie regis et regine, fidei, defensorum, archiducum Austrie, ducum Mediolani, Burgundie et Brabancie, comitum Haspurgi, Flandrie et Tirollis, quarto et quinto [1557].

¹ In margin: "His rising out: six horsemen, thirty kearne"

² In margin: "His rent: fifty fatt beoves."

[XLVII.]—By the lorde deputie and counsaill, at Dublin, Julii xxvii^o, 1557 :

1557.
fol. 51.

Where variaunce hath been moved betwixte Lucas Otoole, in the behalfe of himself and the rest of his septe whether of them ought of right to have the spending of Glancapp in the Tooles countrey, for the deciding wherof and for a quietnes hensforthe to be had, bothe parties were agreed to abide the sayeng of the freholders of Glancappe, forasmuche as the saide freholders appearing this day before us, the lord deputie and counsaill, have made a corporall othe upon the holy Evangelistes that Glancappe is not nor ought of right to be charged with any expences to any of the saide septs of the Tooles but hath been accustomed to be at the comaundement of the lorde deputie for the tyme being and used to pay yerely unto him certain wood¹ cariages¹ and other duties to be defended against all other that by violence and wronge wolde exacte any thing upon them, which ordre was taken in the tyme that sir Edward Ponynge, knight, supplied the place of deputacion² :

It is therefore nowe ordered concluded and agreed by the saide lorde deputie and counsaill that nether the said Lucas Otoole nor Phelym Otoole nor any other of the Tooles hensforth shall have any spending uppon the tennautes of Glancapp but that they shalbe free from all exaccions that any of the Tooles aforesaide should burden them withall and stande only chargeable to suche impositions as the lorde deputie for the tyme beinge shall taxe and set pon them. fol. 51b.

[XLVIII.]—At Dublin, xxix^o Julii, 1557 :

fol. 52.

T. Sussex.—Forasmuche as it is thought expediente to the lorde deputie and counsaill that the more parte of their majesties waged kerne shall remayne in Leyes and Offally for the defence of those quarters and not goo forthe to this next generall hostinge :

It is therefore resolved by the saide lorde deputie and counsaill that there shalbe fifty kerne intertayned into wages for sixe weekes to goo forthe to the nexte hostinge and then to be discharged onles for further respectes of service it shalbe thought goode to intertayne them for a longer tyme.

H. Dublin, cano.—H. Sydney.—Henry Radecliff.—George Stanley.—Frances Agarde.—D. Hay.³

[XLIX.]—Proclamatio facta per dominum deputatum et consilium, apud campum prope Mulighe,⁴ xvi^o Julii, 1557 :

fol. 53.

Cum illustris ac prepotens dominus Thomas, Sussexie comes, prenobilis ordinis garterii miles, vicecomes Fitzwauteres, dominus de Egremounde et Burnell unus generosorum private camere invictissimi domini regis omnium regis et regine in regno Anglie generosorum pensionariorum et generosorum ad arma capitaneus, ac regni Hibernie deputatus, pro certo habens tam Donaldum Oconor, cujus manifeste prodiciones et conspiraciones adversus illorum majestates non solum vulgo sunt cognite, sed complures etiam traditores, rebelles et exleges, qui justam illorum majestatum punicionem et legis contempte vindictam devitantes, ac eo pacto expulsi tam extra limites de Leys et Offally quam de aliis locis ubi tunc habitabant nuper accessum suum fecerunt ad partes rivo de Shanon adjacentes, et in

In margin: "Note: Wood to be carried to the deputy."

² 1494-5.

³ Fol. 52b. is blank.

⁴ Meelick, co. Galway.

1557.

diversis Hibernicis patriis ex utraque rivi parte constitutis, facile inveniebant qui illos foverent ac in omnibus opem et auxilium subministrarent, inter quos quidam Omaddinorum qui castellum de Mulighe et ejus confines in sua possessione habebant pre ceteris manifestius indicium benevolencie sue erga prefatos traditores rebelles, et exleges fecerunt, tametsi non ignorabant prefatum Donaldum et omnes qui illius sequuntur partes aut quovismodo opem et auxilium suppeditant per proclamationem publice factam pro traditoribus reputari, et ideo in extremum illorum majestatum legum discrimen incurrere.

fol. 53b.

Resolvebat igitur per maturam deliberacionem et advisamentum reliquorum illorum majestatis consiliariorum, regis et regine exercitum secum ad predictum castellum de Mulighe traducere, pro debita castigacione tam predictorum Omaddinorum si in sua traditoria obstinacia persisterent quam aliorum in illis partibus habitantium qui simile quicquid auderet ad animacionem traditorum et illorum majestatis regalisque dignitatis contemptum.

Ac itaque veniens coram predicto castello ac offerens majorem favorem et misericordiam, rebellibus qui tum antedictum castellum tenebant quam pro illorum meritis par erat, justissime provocatus fuit per illorum manifestam pervicaciam obstinatam et traditoriam disobedienciam, ac recusacionem illorum majestatis auctoritati cedere, vi et potentia adversus illos uti, quibus coacti sunt pro salva vite custodia secreto se subducere et sic duriter evadendo castellum¹ vacuum relinquere, unde factum est quod idem castellum nunc (sicut de jure debet) in illorum majestatis legitima et reali possessione existit.

Prefatus ergo dominus deputatus et consilium volentes ac optantes omnes illorum majestatum subditos de via aberrantes per clemenciam et mansuetudinem potius quam per rigorem et extremitatem in ordinem ac debite sue obediencie cognicione reduci, quanquam non est illis ignotum prefatum Donaldum Oconor et reliquos traditores, rebelles et exleges, predictos victualia ac reliqua necessaria tam secreto quam publice nuper sibi subministrata habuisse in diversis patriis ex utraque parte rivi de Shanon existentibus, tamen quandoquidem capitanei patriarum predictarum prefata domino deputato modo venient ad Mulighe accessum suum ad illum fecerunt, offerentes imposterum bonum et fidele servitium illorum majestati prestare secundum illius ordinationem commodissimum duxerunt per hanc proclamationem publice denunciare ac significare, quod sicut contenti sunt abstinere a justa punitione delinquentium nec illis debibat penas juxta illorum merita infligere sub spe bona melioris frugis posthac proventure sic per presentes in regis ac regine nomine firmiter injungunt ac dant in mandatis omnibus et singulis (tam patriarum predictarum capitaneis quam reliquis illorum majestatum subditis ibidem habitantibus sub pena lese majestatis quod omnes imposterum sedulo caveant quomodo, sic denuo peccent diligenterque provideant ne predicto DonaldO Oconor vel cuicunque alteri traditori rebeli aut exlegi de Offaly, Leys vel de quacunque preterea patria ad illos quo auxilio fugienti opem, auxilium seu adjumentum quovis modo ferant ac ministrent nec alicui Omaddinorum qui castellum de Mulighe nuper possederunt neque illis qui idem castellum nuper tenebant, presertim Johanni More Oglesbane, Conoghyr Oglesbane, Johanni Boy McFlyne, Brianno McDonell, Willelmo Moile, Dermicio McAndro, DonaldO Odouiliske, Donello McFynell et Hugoni

fol. 54.

fol. 54b.

¹ The capture of the castle of Meelick was referred to in a letter from the king and queen, dated Richmond, 31 July, 1557, to the lord deputy Sussex.—State Papers Ireland, Public Record Office, London. It was also noticed in a paper entitled "A journey by the earl of Sussex," from 10 July to July 18, 1557, by Athlone pursuant of arms.

Ohoran, nec eorum alicui secreto vel in propatulo intra sue autoritatis limites, sed quod predicti capitanei publice generalem monicionem dabunt omnibus sub se habitantibus pro apprehensione omnium et singulorum traditorum rebellium exlegum et malefactorum antedictorum ubicunque fuerunt inventi.

Et si imposterum probatum ac manifestum fuerit predictum Donaldum Oconor nuper possessores castelli de Mulighe, qui illud nuper illorum jure et nomine tenebant, seu quemvis alium traditorem, rebellem, exlegem, aut malefactorem superius specificatum, post hanc proclamacionem publice factam accepisse cibum, potum aut reliqua ad suos usus necessaria, sive permissos esse secreto vel publice existere aut manere in aliquo patriarum predictorum quod tunc capitaneus ejusdem patrie unde victualia vel alia necessaria sunt subministrata seu quevis alia persona antedicta ubi forte secreto vel in aperto existent aut manebunt respondebit pro eo facto ut superius est declaratum, et prosequetur ac punietur tanquam rebellis eo quod traditoribus et insigniter delinquentibus auxilium et adjumentum subministravit.

Atque hec proclamacio pro ultima mencione accipiatur quia fol. 55. hujusmodi gravia ac notabilia crimina posthac committenda, non tam facile imposterum impunita evadent sicut modo sunt pretermissa, sed si occasio dabitur cum extremo rigore et severitate punientur.

Ac insuper prefatus dominus deputatus et consilium dant in mandatis ac firmiter injungendo precipiunt omnibus regis et regine subditis tam capitaneis et officiariis quam privatis personis quod auxiliantes et assistentes erunt hiis qui relictis erunt in castello de Mulighe pro defensione et salva custodia ejusdem in omnibus que rationabiliter ab illis requirent. Significavit ulterius quod si contingat aliquem illorum seu quemvis alium eo venientem sive inde abeuntem injuriam, detrimentum seu corporis lesionem de via capere quod tunc capitaneus illius patrie ubi nocumentum est illatum respondebit pro facto, quo in casu neque ignorancia neque aliqua alia excusacio locum habebit aut admittetur.

Postremo, prefatus dominus deputatus et consilium volunt quod omnes et singuli capitanei patriarum in hiis partibus mittent ad castellum de Mulighe pro hujus proclamacionis exemplari Latine scripti, in eum finem ut idem melius intelligere queant, et se ad illius debitam execucionem sicut par est accomodare possint.

Deus salvos faciat regem et reginam.¹

[L.]—A proclamacyon sett fourthe by the lorde deputie, the nobles fol. 56. of this realme and the reste of the king and quenes majesties counsaill assembled at Dublyn, the xxth of October, the fourthe and fifte yeares of ther majesties raignes :

Wheare ther be many of the horsemen and kerne of Lex, Offalley, Irry, Slemarge, and Glanmoulyry,² retayned in dyverse partes of this realme, and that the sayde horsemen and kerne so retayned lyving openly in quyeie and good order doo not onely secretlye ayde the outelawes and rebelles with suche things as they maye, but also as yt dothe moste manyfestly appeare, goo personally also with them in the nyght to burnynges, spoylinges, stelthes and murdres, wherby ther majesties good subjectes receyve moche hurte and the rebelles the better hable to achieve ther myschevous and trayterous ententes when they be so secretlye aydid and guded by suche as to open shewe doo no hurte and after the facte commytted doo the nexte daye shewe themselves in open company as thoughe they were gitlees thereof.

¹ Fol. 55b. is blank.

² See page 32.

1557.

fol. 56b.

It ys therefore orderid and decreid by us, the lorde deputie, the nobles of this realme and the reste of ther majesties counsaill then present, that whosoever shall upon lycence or otherwyse detainne or kepe any horseman or kernaghe of the countreys above wrytten, and shall not within viii dayes after the proclaymyng of this our order within the contrey or countreys wheare he shall dwell presente in wryting the name or names of so many horsemen or kerne as he shall so detainne of the sayde countreys to us, the lorde deputie, or to sir Henry Ratclyffe, knight, livetenante of the said countreys, that then every man so fayling shall forfeyte for every horseman or kerne so detained contrary to this our order one hundreth poundes sterling, the same to be levyed to ther majesties use ymedietely upon the proving of the premysses and the moytie thereof to be geven to hym that shall give thinformacyon of the person so detained contrary to this our order.

fol. 57.

[LI.].—By the lord deputy :

Wheare we dyd heretofore, upon divers and good respectes, restraine sir Henry Radclyf, knight, leivtenant of Leyse, Offally, etc. from the prosecuting or anyoyng of any of the borderers of the sayd countries duering the time of our late jorney in the northe, although the sayd borderers shold in any thing ayd or assist the rebelles, by reason whereof there hath succeeded divers hurtes commytted by the rebelles with the ayd of the sayd borderers, and more are lyke to ensue yf spedy remedy be not had therein forasmuche as divers and often warnunge have bene gevin by us to the sayd borderers that they shold forbear to ayd the rebelles with men, victuells or any other succors and that notwithstanding they do from tyme to tyme contemne our sayd warnunge and comaundementes. We do therefore, for the avoyding of further hurt that myght ensue, geve by thes presentes lycence and auctoryty to the sayd sir Henry aswell to take pledges of all men and in all places wheare it shalbe provyed that any goods under his rule taken by the rebelles hathe ben receyvd, and the same pledges to deteine till restitution be fully made; as also to plage, ponyshe and prosecute with sword and fier and other warlyke maners, all Iryshmen and their contries wheare he shall justly prove that the sayd rebelles shalbe by any meanes ayded, succored or relevyd from henceforthe :

fol. 57b.

And further that the sayd sir Henry shall and may geve to any of his deputies in ether of the countries licens under his hand wryting to do any parte of the premysses when himself for any respect shall not think fytt to go in persone, which licence shalbe a discharge for his deputy or deputies :

And further that the sayd sir Henry or his deputy, licenced under his hand wryting, shall and may execute the marshall law upon all manner of persones that shall be found gylty of the premyssis.

Yevin at Dublyn, the xxith of October, 1557.

fol. 58.

[LII.].—At Dublyn, the xxth of October anno 1557.

It ys condescendid concludid and agreid by the lorde deputie, the nobles of this realme and others of the quenes majesties counsaill, that for the presente furnytur of the fortes in Leix and Offalley and other ther majesties garrysons ther shalbe a ceasse of corne and bieves leavyed oute of hande in forme following, that ys to saye :

In Methe six hundreth peckes corne, the two partes malte and the other wheate and six score bieves; in Westmethe thre hundreth peckes, the

two partes wheate the other malte, and threscore bieues, and in the countie of Kildare thre hundreth peckes and threscore bieues, divided in sorte as ys aforesaide.

1557.

[LIII.]—Apud Dublyn, 21 Octobris, 1557 :

fol. 58b.

T. Sussex.—It ys agreed, resolvyd and concluded by us, the lorde deputy, the lorde chaunseler, therle of Kyldare, sir George Stanlye, sir John Alen, Fraunces Agard and John Plunket, that their shold be for divers grete and urgent respectes us moving, and for the more suerty of the good state of this realme, sharpe warre made with all possoble spede uppon Shane Onele, the same to be orderyd from tyme to tyme as to the lorde deputy shalbe thought best.

H. Dublin, canc.—G. Kyldare.—George Stanley.—John Alen.—Jo. Plunket.—Francis Agarde.—D. Hay.

[LIV.]—Apud Armagh, xxvth Octobris, 1557 :

fol. 59.

Memorandum.—Yn the furst jorny that was made uppon Shane Onele we whose names be under wryten came after the taking of the pray to Armagh and finding there a grete masse of butter, corne and other victuells, wherewith Shane myght have meynteigned a gret number of Scotts for a whole yere to have the better done his determyned hurtes uppon their majesties good and Inglyshe subjectes, dyd resolve for meny grete respects us moving that their shold be inquiry made of all victuells and other goodes whatsoever belonging to the churches or mynysters.

And uppon sequestring the same into suer places which was done the spoyle of the rest shold be gevin to the army and whatsoever cold not be carryed away shold be getheryd together and burnt ; and finding after that the masse was so grete as the same cold not by any meanes be carryed away or duering our abode there getheryd and put into one or severall places, for that allmost every house was fylled with one or other kind of victuell, it was resolved that the victuelles shold be burned in the places where they lay, the lorde prymates and deanes houses only reservyed, and those onely to be taken out and getheryd together that were bestowed in any holy place.

All which the premysses were done with as muche reverence to the holy places and preservacion of images and other ornamentes of the churche and favor to the mynysters as by any meanes in suche a case we cold devyse.

Concordat cum originali : Ex. per me, Johannem Goldsmyth.

[LV.]—At Dublyn, the xxixth of November, anno 1557 :

fol. 59b.

T. Sussex.—It ys agreid resolved and concludid by us, the lorde deputie,¹ the nobles of the realme and the reste of the king and quenes majesties counsayll assembled at Dublyn, the daye and yere above wrytten, that for the preasente furnytüre of the fortes in Lexe and Offally and other ther majesties garrisons in those parties ther shalbe a cesse of twelve hundreth peckes corne to be indifferently cessid within the shieres of Methe, Westmethe, and Kildare, that ys to saye : in Methe, six hundreth peckes, whereof two partes malte and the thurde parte wheate, the pecke of wheate and beare malte at foure shillinge sterling, and woote malte at eight

¹ In margin : " Mem. That the countye of Dublyng was not cessid in this cesse, for that the sayed countye was cessid for the furniture of the lord deputies howae."

1557.

grotes sterling the peecke; in Westmethe thre hundreth peckes divided in like sorte and at like rate and pryce; and in the countye of Kildare other thre hundreth in semblable sorte. The same to be levied betwixte this and the xth of January nexte, and to be sente: forsomoeche as shall come oute of Methe to the town of Trym, and that oute of the countye of Kyldare to Athie, and that out of Westmethe to be delivered at the forte in Offalley.

H. Dublin, cano.—G. Kyldare.—Thomas Ormonde, Ossory.—Roland Baltynglas.—Christofer Donsany.—H. Sydney.—Henry Radecliff.—Gerald Aylmer.—Thomas Louith.—Petryk of T[r]imletiston.—James Bathe.—Robert Dyllon.—J. Travers.—G. Stanley.—John Alen.—Thomas Lokwod.—Thomas Harbart.—John Parker.—Francis Agarde.—Jo. Plunket.

fol. 60.

[LVI.]—At Kilmaynan, the last of November, anno 1557:

T. Sussex.—Forasmoeche as it is considered by us, the lorde deputy and counsell, that the quenes majestiesfortes and other their highnes holdes and garizons are disurnished of necessary provision, chiefly wheate and other grayne for their present relief the tyme beinge nowe most propice to put the same in order and consideringe agayne what corne heretofore hath gone out of the Englishe Pale into Yrishe mennes countreyes and is dayly by diverse as well grey merchantes and other commonly laden and convoyed without lett or restraynt wherby great derth and skarcitie is lyke universally to growe:

It is therefore condiscended and decreed that from hensforth no soche grayne shalbe conveyed laden or sould out of the saide Englishe Pale into enny Yrishmans countreye nor yet enny forayne suffred or permitted to come upon mercate dayes or other tymes into auny the townes, villadges or b[orough] townes to buy auny corne but that it shalbe taken as a forfeyte and lawfull for every man to seyse uppon the same, the one halfe to the king and quenes majesties use and the other moytie to the seysor himself.

fol. 60b.

Willinge and requyringe and nevertheles in their majesties names straitly chardginge and commandinge all and every their highnes officers, ministers and subjects of what estate degree or condicion soever they be not onely to have especiall eye and consideration to the premisses but also to be from tyme to tyme aydinge and asstinge to all those that shall put this our proclamacion in due execucion; not faylinge herof as your and every of you tender your dueties, the service of their majesties and the furtherance of the publyque weale and will further aunswere for the contrary doing at your uttermost perill.

H. Dublin, cano.—G. Kyldare.—Roland Baltynglas.—D. Hay.—Henry Radecliff.

fol. 61.

[LVII.]—By the lorde deputy and counsell:

T. Sussex.—Where for the reformation of Leys and other their majesties countreyes on those borders order was taken by us, the lorde deputie and counsell, at Dubleyn, the viiith of November anno 1556, that the lorde deputie shulde from tyme to tyme when occasion of warre servithe retayne suche number of kerne for that purpose as his lordshipe shall thinke good, the same to be cessed by his discrecion within Methe, Westmethe, Dublyn, and other counties. At which tyme it was concluded that there shulde be cessed for the intent aforesaid within the counties of Methe and Dublyn cc.li. sterling, to be taken ratably upon the ploughe landes:

It is therefore now thought expedient that the said *cc.li.* be levied forthwith and delivered to the treasurer at warres to be employed upon the waging of kerne to pursue the outlawes, and where also the Polles have made defaulte to sende such number of kern to the laste generall hostyng as they ought to have done.

It is further or ordered that the accustomed fynes which were wonte to be taxed upon theym, making suche defaultes, shall also be levied forthwith and delivered to the treasurer at warres for the intent aforesaide the said two hundred poundes and forfaites of the Polles to be employed for the waging of kerne as the lordes justices in thabsence of the lords deputie shall thinke good.

Yeven at Kylmaynan, the second of December, 1557.

H. Dublin, canc.—H. Sydney.—Henry Radecllyffe.—George Stanley.—John Alen.—John Parker.—John Travers.—Fraunces Harbart.—Frances Agarde.

1557.

[LVIII.]—At Laughlyn, the xxvi of Decembre, 1556:

(1556.)

Whereas in the matter depending in variaunce betwene Francisco fol. 61b. Dies, Spaniarde, factor and attorney for certaine merchantes of Spayne, playntif, and Henry Corneilson, late of Myddelbroughe in Zelande, defendant, upon the demaunde of certain wares and merchandises laden in Flaunders in the saide Henryes barke called the Sprite Volant of Middelbroughe and discharged of late in the havon of Waterford and there solde, imbeseled or otherwise bestowed by the saide Henry, it presently appeareth unto us, the lord deputie, by a booke or certificate sent unto us from the maior and bailife, of Waterforde subscribed with their hands, wherunto the seale of office of the mairaltie there also is affixed, that parte of the saide goods afore mencioned were by the saide Henry solde to sundry personnes, parte also were by him geven awaye, and parte comytted to the secrete custodie of dyverse men, or conveyed to Rochell and other places to be solde.

Forsomuche as upon deliberate examynacion of the matter, and hearing thallegacions on bothe sydes, the saide Henry hath not produced nor shewed before us, the saide lorde deputie, any sufficiente authoritie or matter to beare him in the sale, gifte, bargayneing awaye or imbeseling of the saide merchautes goods without ther consent or knowledge:

It is nowe therefore ordered, decreid and concluded by us, by the mutuall consent and agreement of the saide Francisco and Henry, in maner and forme as hereafter particularly is declared:

First that all suche goodes, parcell of the premisses, as remayne unsolde, and are mencioned in the said maiors and bailiffes certificate, in whose custody soever they be, shall presently be brought in and delyvered into fol. 62. the handes of the maior, bailiffes and aldermen of Waterforde, and that the money, billes of dette and other specialties receyved for such other percelles therof as heretofore were soule by the saide Henrye or any other factors or doers for him, shall also in like sorte and in the same kynde of coyne that it was receyved be delyvered to the same maior, bailiffes and aldermen without fraude coveyne or delaye.

Item: Where certain parcelles of the saide goodes were geven awaye by the saide Henrye to sundry personnes, the saide Henry shall cause the same to be restored and delyvered to the saide maior, bailiffes and aldermen or answere unto them the just value and price thereof. So shall he doo for all suche other things as by enquiry, deposicion of witnesses or otherwise are known, founde and tryed to be purloigned or embeselid by the saide Henry, and are mencioned in the saide certificate made by the maior and bailiffes of Waterforde aforesaide.

And where it appeareth by the saide certificate that parte of the saide goodes were sent to Rochell and there solde and some dowte and

(1556.)
 fol. 62b. difficultie arisethe howe muche the saide Henry ought to aunswere, for that the certificate sent from Rochell under the handes of the poyzmaster and the publike notary there, makith declaracion that so muche wares were there uttered and solde by James Donytt, the said Henryes factor and by oon John Salynger as that there was receyved for the same two thowsand sixe hundrethe forty nyne frankes and a half, whereof the saide James, upon his othe solempnely made before the maior of Waterford, hath denyed to be by him receyved at Rochell any more then nynetene hundrethe tenne frankes and thirtene sowse, so that there remayneth in suspence seven hundreth thirty and eight frankes and seventene sowse, to be tried whether the same ought to be aunswered by the saide Henry or noo :

It is therefore ordered by us that the saide Henry shall make undelayed payment to the saide maior, bailiffes, and aldermen of as muche money as is acknowleaged to be by his saide factor, James Donyll, receyved at Rochell for the same, and to stande chargeable also for the rest mencioned in the saide certificate from Rochell, onles he within the compasse of oon yere bring newe certincate from Rochell, under the towne seale, to lessen or utterlye advoide his present charge in that behauf :

And hereupon it is further ordered that if the saide Francisco immediaty upon payment, restitution and satisfaction made as is aforesaide, shall delyver to the saide Henry a good, sufficient and lawfull acquittance and discharge for his indemnitie against all personnes touching the premisses as by counsaill learned shalbe devised, then the said maior, bailiffes and aldermen shall furthwith delyver to the saide Francisco all the saide money, goodes and specialties so by them receyved as is aforesaide.

fol. 63. And if the said Francisco shall not be hable to geve suche sufficient discharge therein to the saide Henry as may acquite him of all claymes hereafter to be made by any the principall owners of the saide goods, then all the money, goods and specialties aforesaide to be and remayne wholly sequestred in the saide maiors, bailiffs and aldermens hands, to be by them saulfly kepte untill the saide Henry shalbe sufficiently discharged thereof and ordre taken by us for delyvery of the same to the right owners as to justice appertayneth.

And it is also further ordered by us by consent of bothe parties that the saide Francisco shall presently allowe and defalke upon the saide Henryes accompte as well the fraught of his saide barke, according to the bargain made in Flaunders at the firste lading of the goodes, as also all suche other reasonable and necessary costs and charges as he hath susteyned syns that tyme aboute the same goodes, so farre forthe as the saide maior, bailiffes and aldermen shall thinke and saye that the saide Francisco in conscience is bound to paye and allowe.

And that the saide Henry shall immediaty retorne to Waterforde and there yelde his body to prison till he for his parte shall have performed this our ordre, or elles put yn sufficiente surties for the due performauce and accomplishment of the same. And that doon shall also enter into newe baundes with sufficient suerties in fyve hundrethe poundes to be answerable and furthcomying at Waterforde at all tymes by the space of oon yere next after the date of this our ordre tanswere for all suche other goodes parcelles of the saide Spanyardes clayme and lading within his barke aforemencioned as within that tyme shall happen to be founde oute as solde or imbesiled by him, and are not yet known nor come to light.¹

¹ Fol. 63b. is blank.

[LIX.]—Pledges taken by the lorde deputie and lefte at his fol. 64.
departing :

Of Ocarroll : his sonne, at Catherlaughe. The castell of Lemyvanan
with therle of Ormonde.

Of Omulloy : Tybot Omulloy ; Farganany Omulloye, at the forte
in Leyse. Tybot Omulloyes son with Fraunces Cosbye.

Of Megohegan : his son :—with therle of Kildare.

Of the Donnes : severall pledges :—with therle of Kildare.

Of Mccowghlan—his son :—with Fraunces Cosbye.

Of Brasill Omadden :—his brother :—with Fraunces Crosbye.

Of Melaughlyn Omadden : a pledge : with Fraunces Cosbye.

Of Phelym Duffe : his brother, Con M^c Nele oge, in the castell of
Dublin.

Pledges promysed to be delyvered and their othes taken therfore :

Of Henry Oneyle : one.—Of M^cMahon : one.—Of M^cgenyse : one.

[LX.]—By the lord justice and counsaill at Dublin, vi^o Marcii, 1557-8.
1557[-8] : fol. 65.

H. Sydney.—Memorandum : That wheare Art. Omolloye, late capten
of Ferkeall, neither according his duetie ded attende on the lorde justice
in a journey against the rebelles of the Oconners : neither yeat being
sent unto upon resonnable securitie to him offred to come to the same
lorde justice did, repaier, but utterlie refused the same, and that further
after the said lorde justices entrie made in to the said countrey of Ferkeall
and going to the house of the said Omolloye, ded than and during the
said lorde justices aboad there, contynualle absent himself, persisting in
his said wilfull refusall without any just cause or occasion to him
mynistred so to do.

And albeit that the said lorde justice ded than also sende unto the said
Omolloye, offering not onlie securitie as aforesaide, but also pardone for
him, his wief, children and followers, yeat upon his wicked and trayterous
pretence appearing than partaking with the said rebelles, both contemned
the same, and further as a perverse enemye and rebell in the departing of
the said lorde justice out of the said countrey, in trayterous manner with
a great power of men in warlike arraye, ded set upon the said lorde
justice and army in the strenght of a pase within the said countreye,
whear in the conflict theldest sonne of the said Omolloye with others of
his faction was than and there slayn and vaynequished.

Forasmochie as the said Omolloye, by suchie his trayterous behavior
and open rebellion, hath deserved not only to forfait and lose his dignitie,
name and rounme of captein of the said countreye, but also to be further
persecuted and punished as a traitor.

And therewith considering the fidelitie and good service of Tibot
Omolloye, brother to the said Art, besides other good respectes and con-
sideracions we the said lorde justice and others, whose names are herunto
subscribed, have thought mete and expedient to appoint, ordeigne and
constitute the said Tibot Omolloye to be chief captein of the said countrey fol. 65b.
of Ferkeall and to passe a graunt thereof unto the same Tibot by the
king and queenes majesties lettres patentes accordingly.

The same Tibot to be bounde to certain articles conteigned and
expressed in a payer of indentures in that behaulf devised, the tennor
wherof followeth in the next lefe :

[LXI.]—Hec indentura, facta septimo die mensis Marcii, anno Domini fol. 66.
millesimo quingentesimo quinquagesimo septimo [1557-8] inter honora-
bilem virum Henricum Sydney, militem, thesaurarium domini regis et

1557-8.

domine regine ad guerras, ac justiciarius regni sui Hibernie, ceterosque de consilio regali quorum nomina inferius scribuntur ex una parte et Theobaldum Omulloye in patria de Ferkeall¹ alias vocata Omulloyes countrey, gent (*sic*) ex altera parte, testatur quod predictus Theobaldus concessit, promisit et per presentes se firmiter obligavit tenere et firmiter perimplere domino regi et domine regine, heredibus et successoribus prefate regine, Anglie regibus, tenorem et formam articulorum sequentium :

In primis : Quod non solum Catholicam fidem et religionem, quantum in se est, promovebit et defendet, sed omnes etiam contradicentes aut renitentes pro suo posse corrigi in iudicium vocari et debito modo per omnia puniri faciet.

Item : Acceptabit et recognoscet predictos dominos regem et reginam, legitimos esse sibi principes, illisque heredibus et successoribus domine regine predictae adherebit contra omnes homines sicut fidelis subditus et sicut ceteri ligei predicti regni Hibernie serviunt et obediunt aut servire et obedire debent.

Item : Predictus Theobaldus non adherebit nec confederabit cum inimicis et rebellibus dictorum regis et regine, aut successorum regine predictae sed illos pro viribus suis de tempore in tempus castigabit et prosequetur.

fol. 66b.

Item : Ulterius, dictus Theobaldus per presentes obligatur quod regia majestas habeat omnes terras et possessiones suas proprias, ac cetera omnia et singula debita ad suam celsitudinem spectantia, tam ea que modo jacent et existunt sub tutela et gubernacione predicti Theobaldi quam que quovismodo posthac crescere et legitime provenire poterint ad illorum majestatum usus infra limites et jurisdictionem patrie de Ferkeall predictae.

Item : Similiter, prefatus Theobaldus promptus et paratus erit in propria persona sua ad serviendum dominis regi et regine, et successoribus regine predictae ad mandatum locumtenentis deputati seu justiciarii Hibernie pro tempore existentis, cum quatuor² equestribus et duodecim turbariis, bene armatis, in omni suo magno progressu bellico vulgariter nuncupato hostinge, cum victualibus pro se et suis ad expensas patrie sue quandocunque et quocienscunque hujusmodi locumtenenti deputato vel justiciario placebit ad hoc assignare et demandare. Et in quolibet alio viagio et progressu subito contingente serviet cum toto numero et potestate patrie sue, cum victualibus similiter pro duobus vel tribus diebus. Et pro quolibet equestre faciente defectum ut predicatur forisfaciet et solvet pro quolibet die tres solidos et quatuor denarios et pro quolibet turbario pro simili defectu denarios viginti.

Et predictus Theobaldus concessit et promisit daturum se quolibet anno bonnagium³ pro uno exercitu Scotticorum, vulgariter nuncupato a battayll of galloglasses, pro dimidio unius quarterii anni.

Ac etiam quod indilate dabit domino justiciario aut assignatis suis centum martos pingues (ut moris est) pro nominacione et admissione sua ad locum capitanei⁴ nationis et patrie de Ferkeall predictae.

fol. 67.

Et quod respondebit et exsolvet de tempore in tempus ad illorum majestatum usus omnia que Omolloye antehac ex consuetudine solvit aut solvere debuit et que ad illorum majestatum usus quovismodo pertinent aut pertinere debent, seu imposterum concedi aut de jure pertinere dignoscetur.

¹ Now portion of the King's county.

² In margin : " His risinge out."

³ In margin : " Bonaugh for half a quarter of a yeare to a battayle of galloglasses."

⁴ In margin : " 100 beoves for his name of captaine."

Item : Prefatus Theobaldus concedit per presentes quod locumtenens, deputatus, vel justiciarius pro tempore existens scindet et scindi mandabit aliquam arctum viam, Anglice vocatam a pase, in dicta patria de Ferkeall ad voluntatem ipsorum locumtenentis deputati et justiciarii seu eorum alicujus pro tempore existentis.

1557-8.

Et quod ipse Theobaldus de tempore in tempus escurabit et manutenebit eas vias vocatas pases, que per mandatum dicti domini justiciarii nuper scisse fuerunt aut que imposterum ad mandata locumtenentis deputati et justiciarii seu eorum alicujus scindi precipientur sumptibus et laboribus patrie sue predictae.

Item : Prefatus Theobaldus non solum juramentum corporale prestitit super sacrosancta Dei evangelia pro bono complemento premissorum, sed etiam finaliter concessit et promisit pro majore securitate fidelitatis sue erga regis et regine majestates ponere obsides suos penes prefatum dominum justiciarium vel alibi prout melius eidem justiciario videbitur expedire.

In cujus rei testimonium et fidem omnium et singulorum premissorum tam predictus dominus justiciarius et consilium quam prefatus Theobaldus hiis scriptis manus suas alternatim apposuerunt. Data die et mense supradictis, annis regnorum Philippi et Marie, Dei gratia, etc.¹

[LXII.]—At Dublin, the xviiiith of March, anno 1557[-8] :

H. Sydney.—Forasmochie as the fort in Leix stondeth presentlie in fol. 68. case to be furnished with corne and that the doing therof may be with lesse bourden and trouble of the countrie in the carieing and conveighing of the same corne to the said fort : it is considered, condescended and agreed by us, the lorde justice, and others whos names ar hereunto subscribed, that a cesse of corne shalbe hadd within the fyve sheres,² wherof some to pay money or corne, and some corne only, besides the carriage therof :

That is to saye, oon cesse in the countie of Lowth of four hundred peckes of whete or in steade of the same liiii*l*. vis. viii*d*., sterling.

In Est Methe four hundred peckes of wheate or in lieu therof liiii*l*. vis., sterling.

In Westmeth two hundred peckes of whete or therfor xxviii*l*. xiiis. iiiii*d*., sterling.

In the county of Dublin³ four hundred peckes wherof half in wheate and half in malt, the thirde parte of the same malte [to be] berre malt.

And in the countie of Kyldare oon hundreth peckes, wherof fifty in wheat and fifty in malt, the thirde part of the same malte berre.

All which severall corne to be delyvered as folloeth : for Lowth, at the Novan, to thands of John Wakeley ; for EstMethe, at Tryme, to the handes of sir George Stanley, knight, marshall of tharmy here ; for fol. 68*b*. Westmeth, at Molingarre, to thande of the same sir George ; for Dublin, at the Naasse, to the portrief there ; and for Kyldare, to be delyvered at Athy to the portrief likewise there.

¹ Fol. 67*b*. is blank.

² In Leinster : Dublin, Louth, Kildare, East Meath, Westmeath.

³ In margin : "The consideracion whyther the countie of Dublin in this cesse is cessed as moche as Meth, which is not equall after the rate of circuyte ground nor plow landes, is because a great parte of the countie of Kildare and other borders be so wasted, that they cannot be chardged with a ratable cesse, so as in that respect the fort sholde be in lack of fornyture if this cesse wer not passed as it is, otherwise the countie of Dublin was never compared to Meth in eny cesse or chardge.—Henry Sydney."

1557-8.

And for suche money as is afore appointed to be paid for the said corne so severallie to be cessed as aforesaid the same money to be paid for the said corne to thandes of the vice thesauror of Irlande for the tyme being.

And it is further concluded by us as aforesaid that as well suche money as is afore lymtyed to be paid for corne, having election thereof, as also the said corne to be cessed and caried in manuer before expressed, shalbe cessed, levied and collected and also delyvered and paid, as said is, before the first of Maye next, without further tract or delaye in eny wise.

And also that for all the said corne so to be cessed and delyvered in manuer afore declared payment to be made at the delyvery therof in the severall places before expressed by thandes of thaffornamed persones appointed to receyve the said corne after the rate of iiis., sterling, the pecke both for wheate and berre malte, and for ote malte after the rate of iis. vii^d. the pecke.

—H. Dublin, cano.—G. Kyldare.—W. Midensis.—Roland Baltynglas.—Christofer Kyllen.—J. Slane.—Thomas Louth.—P. Barnewall of T[rymleteston].—George Stanley.—Henry Radecliff.—John Travers.—John Alen.—F. Harbart.—Francis Agarde.

[LXIII.]—Apud Dublyn, secundo Maii, anno 1558 :

1558.
fol. 69.

T. Sussex.—It ys condescendid, concludid and agreid by the right honourable therle of Sussex, lorde deputie of the realme of Irelande, with the advyse and consente of the nobilite and the rest of the king and quenes majesties counsaill, that the watches before devysid for the good staye of the country and defence of the borders shalbe of newe sett fourthe and proclameyd, and that beakons shalbe fourthwith erectid in such places upon the see costes for the warnyng of the country as by the saide lorde deputie shalbe thought mete and expedyente.

And wherea dyverse bodderaggas, hurtes and stelthes have byn commytted and donne, as well by Orayly and his followers apon the Englishe Pale as by the same Pale apon the sayde Orayly and the country under his rule. Wherein, notwithstanding severall ordres and commyssions dyrectid oute for the pacyfication and determynyng of the same, ther ys as yet no dyrecte ende taken :

fol. 69b.

Yt ys therefore ordered and agreid that new commyssioners shall by the saide lorde deputie be chosen and appoyntid for that purpose, and the same ymediately apon suche letters as his lordeshippe shall dyrecte to the sayde Orayly with his aunswer agayne to the same, to be putt in execution accordingly.

Furder : Yt ys condescendid and agreid that where order for musters to be taken in the severall baronyes within thenglishe shires was lately by speciall commyssion sett fourthe and comaundid by the late lorde justice and counsell, that certificate shalbe made ymediately what ys by the same commyssioners don therin, and in case they have not as yet putt in execution to procede fourtwith to the taking thereof according the said order.

at G. Kyldare.—Jenico of G[ormaston].—Oswaldo Massingberd, prior.—J. Slane.—P. Barnewall of T[rymleteston].—Richard Delvin.—Christofer Donsene.

¹ Of Kilmainham, co. Dublin.

² Christopher Plunket, baron of Dunsany.

[LXIV.]—Apud Dubliniam, xiiii^{to} Maii, anno 1558 :

1558.
fol. 10.

It ys orderid by the lorde deputie and counsaill that after a corporall othe by us mynstred to the lorde Power he shall have lycence to departe for thapprehension of suche men as shall by us be delyvered to hym in a lybell, wherein he shall doo his utter endeavour to bryng them in betwixte this and Trynste Sondag nexte ; and ymmediatly after the sayde feste he hymselfe to make his repayre unto us or suche commysshioners as by us shalbe appointed ; and then, in all matters of controversy depending as well betwixte the sayde lord Power and the mayour and cytezens of Waterforde as also betwene hym and the gentilmen and freholders of the countrey, order shalbe taken accordingly.

LXV.]—Apud Dubliniam, xvi^{to} die Maii, anno 1558 :

fol. 70b.

Wheare the manors of Rosegarlande and Kilcohan, in the countie of Wexforde, were, under their majesties lettres patentes, by sir Anthony Sentléger, then lorde deputie here, leassid to Frauncis Agarde, esquire, whose intereste in the same farmes Anthony Colcloghe had and enjoyed. And after, apon thoffice of seneschalship of the saide countie given to Phillip Isam and suggestion by hym made to the quenes majestie he obtayned her graces lettres dyrected to the right honorable the lorde Fitzwalter, lorde deputie of Irelande, and to the lorde chauncellor of the same, commaundyng them by vertue of the sayde lettres to call in the sayde Anthony Colcloghes lease, and ymmediatly apon the cancelling thereof to make oute a newe lease of those parcells to the sayde seneschall as in the saide lettres ys furder expressid. Wherupon the saide Anthony, fynding himselfe moche wronged, made his humble suete to the quenes majestie beseeching her in pityng his case to gyve order for his remedy, whoose highness, by her instructions delyverid to us, her saide deputie, under her graces hande and here enrollid, dyd in the behalfe of the sayde Anthony inserte this clawse following :

And where humble requeste hathe byn made unto ther majesties on the behalfe of Anthony Colcloghe, who by their highenes order was put out of possessyon of the manors of Rosegarlande and Kylcohan and his lease thereof cancellid, ther majesties will and pleasure ys, apon due consideracion of the case, that ther saide deputie cawse ther chauncellor ther to give unto said Colcloghe a constat of that his lease in suche forme as in like cases ys accustomed to be grauntid, and therby restore hym to the tryall of his right and intereste ; with suche furder order as to the upright execution of justice in that case appertayneth.

Whiche clawse by waye of questyon we sente unto the judge and other ther majesties lernyd counsaill to knowe their resolution upon the same, who concludid as followeth :

We thinke and take the lawe : yf Anthony Colcloghe had the possession of the above namyd manors by force of the saide lettres patentes above specyfyed, at tyme of cancelling of the same, and nowe having a constat of the same oute of the chauncery, then he to be restored to his former estate and possession, like as he had at tyme of the saide cancelling.

Whereupon wayeng ther resolucyon, and having the same confirmed with ther hands, we did call bothe the parties before us and gave order that the saide Anthony shulde be restored agayne to the possession of the saide farmes and that the said seneschall shulde advoide the same, lyke as the said Anthony and Patrike Browne, by our order and dyrection were apon their majesties former lettres secluded from the same. Whiche order taken by the lorde chauncellor apon our resolucyon we

fol. 71b.

1558.

have, for the like observation thereof, on the saide Anthony Colecloghes behalf, cawsid the same to be insertid in the fyne hereof as followeth :

Thorder taken bytwene Phillip Isam and Patrike Browne ys that the said Patricke shall have and enjoye all the lande and profitis till Mychelmas nexte ensuyng the saide order, paying all suche rentes as was due unto ther saide majesties at Mychelmas aforesaid, and that the said Patrike shulde sowe all his fallowe at his pleasure, payeing to Phillipe Isam for every acre of the same fallowe a bushell of suche corne as shalbe sown upon the premysses after the measure usid in the said countie of Wexforde, and that the said Phillipe shall have fourthwith a chamber within the house of Rossegarlande for to buylde apon the premisses at his pleasure, and at Mychelmas to have the possession of the [w]hole housses, moving no tenantes oute of their tenanteryes till Maye.

Whiche order we woll that the saide Phillip Isam, Anthony Colecloghe and Patricke Browne shall nowe also observe and kepe in advoyding of the possession of the saide Phillipe so as yt may appeare either partie to have advoydid the possession by like order and therby indyfferente justice mynstred.

T. Sussex.—H., cancellarius.—Henry Sydney.—Geo. Stanley.—Henry Radeclaffe.—John Parker.—Gerald Aylmer.—John Travers.

Concordat cum originali :—John Goldmyth.

fol. 72.

[LXVI.]—At Dublyn, xvi^{to} Maii anno 1558 :

Where complaynte was made to us by James Dillon, farmor of the castell of Ardenegraghe in Dillons countrey,² Thomas Dillon and his kynsmen enherytors of the same againste Geralde McOlyver FitzGeralde for the deceytfull entery and forcible detayndure thereof contrary the statutes in that behalffe provided :

The erle of Kildare, beyng then presente at the tyme of the complaynte, did vouche the saide Geralde to have don the same by commandente, and that he wolde make answer thereunto, requyryng for his title to the said castell to have a daye to bring in suche evidence as he had to shewe.

Whereupon we gave respite to this daye, at whiche tyme the said erle appearing by his lernyd counsell shewid no materiall or suffyciente wryting to maynteyne the saide Geraldес crafty entery and forcible detayndure.

We, therefore, the lorde deputie and counsell whose names are subscribed, doo order and decree that the saide erle of Kildare shall ymedietely cawse the possession of the said castell with thappurtenances to be advoyded and to suffer and permytt the saide complaynantes quietly and peasibely to enjoye the same according their former estate.

And for the tryall of the title the same to be orderid as the parties hereafter, apon shewing further mattier, shalbe agreable to justice.

fol. 72b.

[LXVII.¹]—Apud Dubliniam, xxiv^{to} Maii, anno 1558 :

Where Abraham Kerste, factor and attorney, for Hubarte Van de Saude and John Hone, of Andewarpe, merchantes, againste Henry Walshe,³ late of that your towne mayor, and other thinhabitantes of the

¹ Not addressed, but apparently intended for Peter Dobben, mayor of Waterford, 1557–8.

² In West Meath.

³ Mayor of Waterford, 1556–7. See account of municipal archives of Waterford in Tenth Report of Royal Commission on Historical MSS. Appendix V., 1885.

same, before this came before us to the poynte of judgmente, saving that ther was objectid by the saide Henry and his counsaill that the sauffe condyte shewid fourthe was not vaylelable, alleaging that the date therof was extincted a yeare before the taking of the shippe and goodes now in clayme and bought in your saide towne :

Forasmoeche as the saide Abraham hathe presentid unto us an aucten-tique instrumente from the state of Andewarpe, as well declaring the saide shippe and goodes to be their owne, as also that the sauffe condyte was vaylable and good, and the date thereof according the computation and prescription of all Brabant wherof the said citie of Andwarpe ys a member ; wherby it appeareth to us that the saide sauffe condyte was in strenght and vaylable and that the said Abraham and thother merchantes have sustayned greate wronge and damage :

We, therefore, the saide lorde deputie and counsaill, whose names be hereunto subscribed, adwarde, order and decree that you shall fourthwith and ymediately see the saide Abraham restored to all suche goodes or the like goodes as he ys factor for and came to your handes or the handes of any thinhabitantes of your saide citie in every state or condition :

Or elles to agree with hym for the value of them according as the marktett then was, so that he have no furdur cawse in this behalfe to com-playne, and hereof not to faile upon the payne of a thowsande poundes.

T. Sussex.—Hughe, cancellarius.—Oswalde Massingberde.—Henry Sydney.—Henry Radecliffe.—Gerald Aylmer.—George Stanley.—John Travers.—John Parkar.—Francis Agarde.—Thomas Cusake.

Concordat cum originali :—John Goldsmith.

[LXVIII.]—Ordo domini deputati et consilii capta cum domino fol. 73.
Orayly¹, apud Kylmaynan, xxv^{to} Maii, anno 1558:

[1.] Primo : Quod ipse arbitramento et ordinationi commissionariorum per nos jam assignatorum stabit circa restitutionem et debitam satisfactionem per quoscumque sub ejus gubernatione fiendam in iis que contra confines Anglicanas commiserunt ac pro complemento et observatione hujus rei corporali se juramento astringet quod illos obsides in manus baronis de Slane aut magistri marescalli deliberabit infra octavum diem Junii proxime futurum, qui juxta nostram conclusionem fuerint assignati.

Similiter et idem dominus de Slane aut mareschallus in manus suas suscipiet eos ex confinibus Anglicanis versus quos dictus Orayly aliquam hujusmodi querelam seu occasionem habet.

Et sic penes se detinebit quousque debita per illos fiat restitutio secundum quod adjudicabitur diesque restitutionis hujusmodi hinc inde certus prefigetur ac limitabitur.

Et quemcunque constitutum terminum pretergredi seu violare contigerit penam dupli incursum seu forisfacturum, quod si pars delinquens eandem penam sic forisfactam unacum adjudicata restitutione non persolverit infra decem dies proxime tunc sequentes tunc dictus dominus de Slane aut mareschallus pignus sufficiens capiet pro solutione ejusdem tam restitutionis quam pene, quo satisfacto, pignus hujusmodi iterum dimittet.

[2.] Item : Quod omnia hujusmodi bona que per filium suum Eugenium capta fuerant post ultimam ordinationem habitam apud Kenlys plene in integrum restituentur.

¹ O'Reilly.

1558.
fol. 73b.

Et dictus Eugenius propterea quod more guerrino seu bellico invasit partes Anglicanas ipse infra decem dies post datam presentium ad dominum deputatum accedet ad pardonacionem suam pro tali crimine humiliter postulandum.

Et insuper pro redemptione seu fine transgressionis sue dabit centum vaccas domine regine.

[3.] Item: Quod dictus Orayly obligabitur ad respondendum pro omnibus suis filiis et aliis quibuscumque personis sub ejus jurisdictione existentibus quatenus ipsi et quilibet ipsorum se erga suas majestates bene et fideliter gesserint, et pro pace observanda versus omnes suarum majestatum subditos Anglicanos. Et si aliquis ex patria sua in hoc articulo deliquerit; quod ipse delinquentem in manus domini deputati tradet aut pignus sufficiens pro restitutione dampni commissi.

[4.] Item: Quod ipse sine speciali licencia domini deputati non conducat nec in sua patria remanere quovismodo permittet aliquos Scotos aut alios extranee nationis quoscunque.

[5.] Item: In sua patria remanere non permittet absque licencia domini deputati aliquos ex stirpe Omore sive Occhonor aut ullum ex eorum sequacibus nec aliquos alios cujuscunque generis qui rebelles exstiterint contra suas majestates, quin eos omnes pro virili et posse suo quantum in illo fuerit apprehendere conabitur et apprehensos ad manus domini deputati perducet.

fol. 74.

Et si contingat aliquos hujusmodi malefactores seu rebelles ad patriam dicti Orayly, illo ignorante, subterfugere et habita inde noticia dictus dominus deputatus ad illum scripserit pro apprehensione hujusmodi malefactorum, quod tunc prefatus Orayly summam diligentiam et operam suam prestabit ut illos capere posset, captosque ad dominum deputatum perducet aut cuicumque ipse assignaverit.

Ac etiam quod omnes latrones et hujusmodi predones qui furtum aliquod seu rapinam commiserint in partibus Anglicanis et illud infra patriam illius subdlexerint, apprehendi faciet et apprehensos ad vicecomitem illius comitatus propinquioris transmittet et rei sublata quoad melius poterit restitutionem faciet.

Eadem et similis ordinatio erga illum observetur, si in partes Anglicanas quicumque fuerit ab illius jurisdictione ita surreptum.

Et quod neque ille ullos exules in patriam Anglicanam in patria sua demorare permittet neque ullus ex patria Anglicana aliquem exulem in patriam suam in partibus Anglicanis demorare permittet.

[6.] Item: Quod dictus Orayly portabit omnia onera et servicia regi majestati debita tam in promovendo exercitu equitum et turbariorum, quociens opus fuerit quam in solvendo solito numero Scotticorum quemadmodum debet aut temporibus elapsisolvere consuevit.

fol. 74b.

[6.] Item: Quod ipse per totam suam jurisdictionem monetam regiam debito suo valore recipi faciat sicuti per partes Anglicanas passim et ubique currit.

Et pro omni premissorum perfecta observatione suscepit corporale juramentum; ac si deliquerit in aliquo premissorum, solvet domine regine mille martas.

Ac etiam concordationem istam proclamari faciet in patria sua et sigillum suum et sigilla filiorum suorum et omnium liberorum tenentium patrie sue hiis scriptis apponi faciet et nobis illam mittet ad perpetuam rei memoriam.

fol. 75.

[LXIX.]—At Rathethothe, the xxviith of Maye, anno 1558:

T. Sussex.—It ys condescendid, concludid and agreid by us, the lorde deputie, the lordes spiritual and temporall of the realme, and the reste

of the king and queenes majesties counsaill of the same, whoose names be hereunto subscribed, assemblid at Rathetho the daye and yere above wrytten, that for soondry erneste respectes and consideracyons tending as well to the furtherance of ther majesties servyce, as for the resisting of foreyn invasion yf any shulde chaunce, that ther shalbe a generall hosting proclaimed by wrytt, according thaunceyente custome, for fourty dayes, after the rate of thre plowe lande to a carte.

The same to sett fourthe within ten dayes nexte after proclamacyon made for that purpose, and to be orderid and devydid in suche sorte as within the saide proclamacyon shall be prescribed unto the cessors of the severall baronyes within every the shieres leviabie.

H. Dublin, cano.—G. Kyldare.—W. Midensis.—Oswald Massingberd, prior.—Thomas Darenis.¹—J. Slane.—P. of Trymlesteston.—Christofer Kyllen.—H. Sydney.—Henry Radecliff.—Gerald Aylmer.—John Parker.—Thomas Cusake.

[LXX.]—At the Navan, this xxiiith of September, 1558 :

fol. 75b.

H. Sydney.—Memorandum : That lyke as yt was concluded and agreid by the right honorable the lorde deputie and others the lordes of the counsell at Dublin, nowe at the said lorde deputies late departure² to the seas, that one hundrethe good and hable kerne shoulde be cessed for defence and saluегarde of the borders of the countie of Methe next unto Offally, even so we, the lorde justice and counsell, with others of the nobylite whose names are hereunto subscribed, do confyrme the same, willing and commanding that their chardge shalbe indifferently leavyed upon the [w]hole countie of Mythe, during the space of six wyckes, and that they be at thappointement of suche as are nominated in the comyssion which is under the brode seale.

Jenico, vic. of G[ormanston].—W. Midensis.—P. of Trymlesteston.—Christofer Donsene.—Gerald Aylmer.—Robert Dyllon.—Thomas Cusake.

[LXXI.]—At the Navan, this foresaid xxiiith of September, 1558 : fol. 76.

Memorandum : Where yt was concluded by the right honorable the lorde deputie and counsell, at his lordeshipes departure to the seas, that Thomas Flemyng shulde have the leading of one hundrethe kerne of the Polles, to serve in suche places of the northe as the saide lorde deputie did appoint, with thurtie one dayes victail, and that the said Thomas shulde have the intertaynement of twenty of the same number towards his paynes for leading of the rest :

¹ Thomas Leverous, bishop of Kildare.

² "December the fourth [1557] the lord lieutenant was recalled from Ireland, who, together with his lady, went to Houth, seven miles from Dublin, and from thence into England. Upon this transportation of my lord lieutenant, and his delay in England, after the first day of the ensuing March, the parliament, that was adjourned at Droghedagh, was dissolved. The second day after my lord lieutenants departure, [Hugh] Curwine, [archbishop of Dublin,] chancellor, and [sir Henry] Sidney, treasurer of the army, were made justices, after they had taken the oath in Dublin, at Christchurch, before the great altar. Having first heard mass, they received the royal sword from [sir George] Stanley, the marshal (with whom Sussex had left the sword to be delivered to them). They enjoyed the place till the sixth of February [1557-8] on which day Sidney, by the queen's command, alone was constituted justice, and received the sword in the same church, after the accustomed manner."—Annals of Ireland, by sir James Ware.

1558.

And notwithstanding that the intertaynement of every kerne of the same Polles going to hostinges was used to be butt foure pence sterling by the day, yett nevertheless for that their travell in the said jorney is paynefull and trowblesome, and victaill more dearer nowe then before yt hathe bene, yt is condescended and agreid that for their wages, victaill and cariage during the tyme of this jorney every kerne to have sex pence sterling per diem, not meaning that this shalbe a president whereby to chardge the countrey at any tyme hereafter with any more then as they have bene accustomed to pay heretofore.

fol. 76b.

[LXXII.]—An othe taken by the erle of Thomonde and the gentilmen of Thomonde, the xth of Julii, anno 1558 :

To be true and faithfull to the quenes majestie, her heires and successors, and her graces deputies for the tyme being.

To conceale no mattier that shalbe prejudiciall to her majestie, her heires and successors, the crowne of eny her realmes, or the person of her deputie for the tyme being.

To serve her majestie, her heires and successors, with all your force againste all foreyn ennemyes, civile rebelles and traytors, whensoever you shall by her majestie, her heires and successors or the deputie be commaundid.

To maynteyn no foreyn ennemy or civell rebell and traytor within your countrey, but upon commandement from her majestie, etc. or the deputie, ye shall endeavor to apprehende all suche foreyne ennemyes traytours and rebelles and them to delyver as ye shalbe commandid.

To see all the freholders of the countrey to be maynteyned in ther right and kepte from unlawfull exactiones or extortions by others, and not to putt eny other impositions upon them then the capten of the countrey heretofore hathe by custome rightfully usid to doo or suche as by appoyntemente from ther majesties and the lorde deputie ye shalbe lycensid to doo.

fol. 77.

To renounce for ever the name of Obryne and not to suffer eny suche name to be given to your selfe or eny other within your contrey, nor to levy any duetie as by the name of Obryne but by the name of erle of Tomonde and so to be callid in all places.

To be from hensfourthe a true and faithfull friende to the mayor and citezens of Lymeryke and to mynyster justice upon all suche as shalbe within your rule that shalbe offenders againste the saide citie.

And according ordres taken heretofore ye shall not make clayme to anything on this side the Shennan.

For the gentilmen :

To be true and faithfull to ther majesties and ther deputie for the tyme being, and under them to serve truly therle of Tomonde and to yelde to hym as by the name of erle of Tomonde all suche duties as of right did heretofore belonge to the capitayne of the countrey of Tomonde by what name so ever he were callid.

To renounce the name of Obryne to be at eny tyme hereafter usid amongst them nor ther capitayn and ruler to be callid by eny other name then erle of Tomonde, and to hym and his heyres to adhere and serve according to the tenor of ther majesties lettres patentes grauntid to the saide erle and to followe and prosecute to the uttermoste the traytor Donell Obryne and all others that shall take his parte and all others that shall goo aboute to usurpe the name of Obryne.

For performance hereof to putt in ther severall pledges.

[LXXIII.]—The indenture betwixte therle of Ormonde and therle of Desmonde and his son, the lorde Geralde,—¹Julii, anno 1558. fol. 77b.

Memorandum : Wheare greate matier of contencion long tyme hathe dependid betwene the right honorable the erles of Desmonde and Ormonde, concernyng as well the title of the pryse wyne of Youghall and Kynsale as also the boundyng of the countie of Typperary, how farre the liberties doo extende and whether the manors of Clomell, Kilfeakill and Kilshelean, being within the said countie, ought to aunswer to the saide lybertie. The saide erle of Ormonde claymyng by his patente of graunte of the saide libertie that the same extende in all places within the same countie withoute anye exception of any parte thereof other then in the saide letteres patentes by speciall wordes ys exceptid and the saide erle of Desmonde, claymyng title to the said pryse wyne of Youghall and Kynsale, thorough long contynuaunce of possession in hymselfe and his ancestors ; and also supposing that the boundes of the saide countie extende not so farre as the saide erle of Ormonde pretendeth to have liberty ; and that the said abbay lands whiche he hathe in farm within the saide countie together with the saide manors ought not to aunswer to the sayde liberty by the saide graunte :

Thoroughe whiche contencions ther hathe happenyd dyverse harmes and injuries in praying and wasting of contries as well by the saide erle of Desmonde and the lorde Garrett, his sonne, upon therle of Ormonde, fol. 78. as by therle of Ormondes brethren upon the saide erle of Desmonde and lorde Garralde, and in eschewyng of more contencion and such inconvenyence as by the same might ensue dyverse wayes. The said erles of Desmonde and Ormonde and the said lorde Gerald appearing before us submytting themselves to our order in all ther contencions.²

[LXXIV.]—Recognisances apon the erles of Desmonde and Ormonde, etc. : fol. 79.

Coram domino deputato et consilio regie majestatis, apud Lymericum, xii^o, die Julii, anno 1558 :

Ego, Jacobus, comes Desmonie, et Geraldus, filius, fatemur nos debere regie majestati duo milia librarum sterling' :

The condicion of this recognysance ys suche that if the saide erle and Geralde performe observe and fulfill all and singuler the contents of payre of indentures made betwixte them and the erle of Ormonde, bering date the xith of July, anno 1558, then this recognysance to be voyde, otherwise, etc.

Coram deputato et consilio regie majestatis, apud Lymericum, xii^o die Julii anno 1558.

Ego, Thomas, comes Ormonie, fateor me debere regie majestati duo milia librarum sterling' :

The condicion of this recognysance ys suche that if the saide Thomas doo performe all and singuler the contentes of a payre of indentures made betwixte the said erle and James, erle of Desmonde and Gerott, his son, for his parte to be performyd bering date the xith of July, anno 1558, then this recognysance etc., otherwise, etc.

¹ Blank in MS.

² Fol. 78b. is blank.

1558.
fol. 79b.

[LXXV.]—An indenture betwixte the erle of Desmonde and the lorde Roche,—¹ Julii, anno 1558 :

fol. 80.

Memorandum : That for the matier in varyance of long tyme depending betwene the right honorable the erle of Desmonde and the lord Roche and Davy Roche, sonne and heire to the saide lord Roche, yt is by bothe ther consentes agreid and orderid by us, the lorde deputie and counsaill, whose names be hereunto subscribed, that the same erle shall ymediately delyver —² son and heire to the saide David Roche, nowe in his hande as pledge with the sayde erle, the saide David, payeng for his chardge the sonne of —³ currant money of Irelande, and the same somme to remayne in the handes of the mayor of Lymerike saufely to be kepte till the said somme of —⁴ be paid to the said erle or to suche as he shall appoynte and that the saide lorde Roche and David shall from hensforthe enjoye ther cuntry callid the Roches cuntry, with all other ther rightfull enherytance, withoute imposition or exaction to be layed upon them or ther contrey by the saide erle or any of his by extorte power, and that the freholders nor thinheritors of the same dwelling in the said contry shall not hensforthe (in eschuyng inconvenyence and trooble to the cuntry) be retayned by the saide erle, but shall remayne to serve the saide lorde Roche and David (and that the said erle shall delyver presently to the said lorde Roche and David all suche castelles as he detayneth from thinheritors of the same cuntry wrongfully withoute pretence of any former order or arbytremente given for the same to the saide erle. And suche castelles and landes as the saide erle pretende title unto by purchase, arbytremente, morgage or other enheritance, the same title to be examyned before tharchebishop of Cashell, the bishope of Lymerike and sir Thomas Cusake, who be chosen and appointid by us as arbytrors indifferente with the consentes of the said erle, the lorde Roche and David Roche, to end and determyne as well the same as all other ther contencions and after the saide arbitrors to order the possession of the saide castelles accordingly :

fol. 80b.

And for the better performance of the ordre whiche the sayde arbitrors shall take betwene the saide erle, lorde Geralde, his sonne, and the lord Roche and David, his sonne, the lorde Geralde to delyver unto the saide arbitrors handes suche pledge as the said David Roche for himselfe and his father shall name, the same pledge to remayne in ther hands for performance as well of all suche debte, restitution or amēdes to the parties grevid as shalbe adwardid againste the saide erle and lorde Geralde. If the saide pledge by the sayde lorde Geralde be not sufficient to aunswer the same, then the saide erle to delyver the saide arbytrors suche other sufficient pledge for aunswering the said lorde Roche and Davides demaunde as the saide David shall name, and the saide David to remayne as pledge in the handes of the saide arbitrors for performance of ther lordships arbytremente to the saide erle and lorde Geralde.

Providid alwaies and also we doo order that all former arbytremente, decreeis, ordres or judgements that hathe passid betwene the saide erle the lorde Geralde, the lorde Roche and David, or any of them that shalbe provid before the saide arbytrors that hathe byn orderid with ther mutuall consentes the same to stonde in force according to thefecte thereof and the saide arbitrors to ratyfie and confyrme the same in all thinges and to proceed to thordering of the reste.

And for keping of ther majesties peace the saide erle and lorde Geralde and the saide David Roche hathe aswell taken ther corporall othes before us, as also bounde in severall recognysance to the king and

queenes majesties every of them in m.*li.* to be rerid of ther goodes and cattelles, etc.

1558.

[LXXVI.]—An indenture betwixte the erle of Desmonde and fol. 81.
Tege McCormoke, xvii^o Julii anno supradicto [1558]:

Memorandum: Wheare Tege McCormocke complayned before us, the lorde deputie and counsaill, at Lymeryke, the xviiith of June, 1558, againste the right honorable the erle of Desmond and the lorde Gerott, his son, of dyverse praies, killing, burnyng, spoyling, keping of castelles and expulsi^on hym oute of his landes and countrey, besides the retaynyng of —¹ son to the saide Tege, in pryson—² yeares and more, withoute juste cause, as he affyrmeth: To the whiche complaynte the saide erle and lorde Gerott, appearing before us, denyeng parte of the saide complayntes to be true, and justyfieng his dooinge in the reste againste the said Tege, as well in claymyng title to his contrey of Musery, affirmyng the saide Tege to be bastarde and that the saide erle, as in right of the ladye his wiffe, being right enheritrix to the same, as she affyrmeth, ought to have the same, as for other dyverse causes:

But for that the saide contentyons being great, presently coule not be orderid for lacke of tyme to trye and examyne the same and to thentente to have the same indyfferently endyd and determynd, the saide erle and lorde Gerott, his son, for ther parte, and the saide Tege, in the behalfe of hym and his countrey, for his parte, with thadvyyse and consente of us the lorde deputie and counsaill, whose names are under written, at Lymerike, the day and yeare aforesayde, did submytt themselves to stonde, observe and obaye the order, decre, arbytremente and fynall-judgemente of the moste reverende father in God, Rowlande, archebushshop of Casshell, and the reverende father in God, Hughe, busshop of Lymeryke, and sir Thomas. Cusake, arbytrors indifferently chosen betwene them to ende ther saide contentions (the title of lande and tryall of bastardy only exceptid): fol. 81b.

The same order to be indentid and signed with the handes of the saide arbytrors and delyvered to the saide parties on this syde the fest of Petri ad vincula nexte ensuyng, and for the better performance of the sayde order given by the saide arbitrors betweene the said parties as well as the saide erle and lorde Gerott, as the said Tege McCormoke stonde bounde to other in two thousande punde besides that that eche of the partyes shall delyver such pledge into the hands of the sayde arbitrors saufely to be kepte as every of them shall chuse upon other.

And funder, we, the lorde deputie and counsaill, whoose names are subscribed doo order and decree that the said erle of Desmonde shall delyver to the handes of the saide arbitrors —¹ son to the saide Tege, remaynyng in his custody and keping as pledge ther to remayne till the said Tege delyver thother suffyciente pledge into ther saide handes as shalbe named being in his possibilitie to doo, and after the saide pledge delyvered, as afore, then the saide arbytrors to enlarge the saide son to his said father. fol. 82.

And funder we order that eche of them shall kepe the king and queenes majesties peace to other their men, followers and countreys, withoute taking of exactyons, cesse of galloglas horsemen or kerne or imposing of any other chardges or entery upon others countreys and in especyall on Musery, but onely to stonde to the order of tharbytrors, and this upon payne of thre thowsande poun^des to be forfayte to our soverayne lorde and lady the king and queenes majesties, etc.

1558.
fol. 82b.

[LXXVII.]—In hac indentura tripartita facta die mensis Julii anno Domini 1558, apud villam regiam Galvie¹ inter honorabilem et prepotentem virum Thomam Radecliffe, Sussexie comitem, prenobilis ordinis gartherii militem, dominum de Egremonte, etc., et ceteros de consilio regali quorum nomina subscribuntur, ex una parte, honorabilem virum, dominum comitem de Clanrycarde², pro se et omnibus singulisque generosis et aliis quibuscunque inhabitantibus patrie de Clanrycarde, ex secunda parte, et maiorem, ballivos et communitatem dicte ville regie de Galvia, ex tertia, continentur quedam ordinationes facte per dictum dominum deputatum et consilium pro meliori gubernacione dicte ville et patrie, ut testificentur quedam convenciones et compositiones reciproce inter se invicem pakte sicut hic sequitur:—

[1.] In primis: Dictus comes, generosi et ceteri de Clanrycarde et maior et communitas dicte regie ville non solum Catholicam fidem et religionem quantum in ipsis est promovebunt et defendent, sed omnes etiam renitentes et contradicentes pro eorum posse corrigi, in iudicium vocari et debito modo puniri facient:

Juramentumque corporale suscepunt quod observabunt pacem regiam erga se invicem, quodque stabunt omnibus ordinacionibus que pro presenti constituentur per dictum dominum et consilium in omnibus materiis in controversia dependentibus inter se aut eorum aliquos.

fol. 83.

Et pro finicione omnium contentionum que imposterum inter eos aut eorum aliquos contingere possint et que antehac contigerunt et non sunt determinate, proque quiete meliori inhabitantium dictarum patrie et ville, dictus dominus deputatus et consilium constituerunt et per presentes constituerunt dictum dominum comitem de Clanrycarde, archiepiscopum Tuamensem,³ episcopum Clonfertensem,⁴ maiorem⁵ ville regie de Galvia pro tempore existenti, Thomam Martyn et Nicholaum Filium Stephani Lynche aut aliquis eorum sex, quinque, quatuor, tres vel duos, quorum dictus comes, dictus archiepiscopus aut episcopus predicti semper fore unum et dictus maior, dictus Thomas vel dictus Nicholaus semper fore alium, commissionarios regios tam ad audiendum et examinandum quam ad terminandum atque finaliter finiendum omnes causas atque materias in controversia jam existentes aut que imposterum existent inter dictam villam et dictam patriam aut aliquam personam aut personas in eisdem aut earum aliqua habitantes, quorum ordinationes erunt bone et valentes.

Et ut dicte ordinationes eo melius perimpleri atque perfici possint dictus comes in dicta patria et maior pro tempore existens in dicta villa distringent et sufficientia districta sive pignora capient pro solutione et satisfactione omnium earum rerum que per dictos commissionarios erunt decreta sive ordinata et eadem districta sive pignora tradent ad manus partium quorum intererit donec fuerit solutio facta juxta dicta decreta sive ordinationes.

Et etiam per dictum dominum deputatum et consilium ordinatum et constitutum est quod omnes dicti commissionarii convenient ad villam predictam xxvj^{to} die hujus mensis, ac postea ad finem stipulatorum lx. dierum et sedebunt quamdiu eis libuerit pro executione premissorum, et si aliquis eorum se absentem tenuerit, nisi specialiter ad negotia regie majestatis assignatus tunc fuerit, et tunc in eisdem occupatus fuerit

¹ Galway.

² Richard de Burgo, earl of Clanricarde.

³ Christopher Bodkin, Archbishop of Tuam.

⁴ Roland de Burgo, Bishop of Clonfert and Elphin.

⁵ Ambrose Lynch Fitz Martin.—See account of archives of Galway in Tenth Report of Royal Commission on Historical MSS. 1885, App. v. 417.

presens taliter delinquens forisfaciet domine regine pro quolibet die quinque markas.

1558.
fol. 83b.

Et ulterius constitutum est per dictum dominum deputatum et consilium quod ipse dictus comes in patria et maior pro tempore existens in villa pro posse eorum perimplebunt, perficient et execucionem facient omnium decretorum et ordinationum que per ipsos dictos commissionarios erunt facta sive edita.

Et si aliquis eorum non fuerit habilis ad exequendum predicta decreta, alter eorum auxilium ad posse suum ei dabit tocians quociens dictis commissionariis visum fuerit conveniens, ita ut pro meliori executione premissorum auctoritatem suam junctim et divisim exercere possint et valeant, ut predicatur.

Et predictus comes promisit et concessit pro se et omnibus dictis inhabitantibus patrie de Clanrycarde, et pariter ordinatum est per dictum dominum deputatum et consilium quod ipsi nullum omnino impedimentum dabunt alicui persone sive aliquibus personis quominus possint libere et ad placitum eorummet ire ad mercatum dicte ville de Galvia diebus ad mercandum constitutis, videlicet, quolibet Mercurio et Sabbato et ibidem libere vendere suas res quas vendere voluerint.

Et quod si aliquis aperte sive secrete prohibitionem fecerit contra hanc nostram ordinationem forisfaciet regie majestati pro qualibet prohibitionem sic directe vel indirecte facta in contrarium ejusdem xl. li. leviandas per dictum comitem de Clanrycarde infra viginti dies postquam talis prohibitio probata fuerit fuisse facta coram dictis commissionariis, dimidium ejusdem fore ad usum regie majestatis et aliud dimidium ad usum ejusdem comitis ejus labore in leviando penam predictam.

Et ulterius ordinatum est per dictum dominum deputatum et consilium fol. 84. regium quod singuli inhabitantes in dicta patria permittent inhabitantes ville regie predicte quiete et absque ullo impedimento, gravamine aut exactione secum transferre de tempore in tempus omnes tales decimas quales eorum aliquis emerit aut aliquo alio justo modo acquireret pro uno aut pluribus annis.

Et quicumque aliquo modo prohibebit aut impedimentum dabit contra premissa alicui persone in contrarium dicte nostre ordinationis et sic coram dictis commissionariis probatum fuerit forisfaciet duplicem valorem rei detente ei cui injuria commissa est, et simplicem valorem regie majestati pro contempte leviandum et dividendum ut supra.

Et quod inhabitantes dicte patrie permittent inhabitantes dicte ville regie negociare et transire per omnes partes dicte patrie de Clanrycarde libere cum bonis et mercibus suis et eadem venditioni exponere et ea vendere sicut melius volunt et queant absque aliqua custumia aut exactione inde solvenda alicui persone.

Et pari modo quod omnia que vel pro pecuniis suis ement vel pro mercibus commutabunt vel aliquo alio justo modo acquirunt secum adducere atque transferre possint et queant absque ullo impedimento sive molestatione aliorum.

Et si aliqua parcella dictorum mercium aut bonorum contigerit esse capta ab aliquo manu forti in contrarium hujus nostre ordinationis quod dominus soli in quo eadem bona, merces, pecunia aut commoditates fuerint capta non solum solvat parti injuriate justum valorem captorum infra decem dies postquam idem fuerit juste probatum coram dictis commissionariis verum etiam pro contemptu forisfaciet domine regine dimidium valoris bonorum sic captorum leviandum et dividendum ut supra.

1556.
fol. 84b.

Proviso tamen quod si dominus soli probabit coram dictis commissionariis infra decem dies postquam talis violencia facta fuerit quod per alienos servos vel sequelas facta fuerit, et nomina eorum dicet, quod tunc (si non erit dolus in illo) ipse liberabitur a tali solutione et dominus dictorum servorum sive sequelarum persolvat omnia premissa.

Ac etiam quod pariformiter maior, ballivi et inhabitantes ville predictae permittent dictos inhabitantes patrie de Clanrycarde venire et negociare in dicta villa libere cum bonis et mercibus suis et eadem venditioni exponere et vendere prout melius voluit et queant absque aliqua illicita custumia inde solvenda.

Et quod omnes commoditates que vel pro pecuniis ement vel pro mercibus commutabunt vel aliquo alio justo modo acquirent secum auferre possint et queant absque ullo impedimento sive molestatione aliquorum.

Et si aliqua parcella dictorum bonorum mercium aut commoditatum contigerit esse capta per aliquem infra dictam villam et quod dictus maior restitutionem non faciet indilate postquam iniuriatus querelam suam maiori dabit quod dictus maior forisfaci et, etc. ut supra.

fol. 85.

Et insuper dictus dominus deputatus ordinavit quod nemo in dicta villa districtum sive pignus capiet pro aliquo offenso sive crimine commisso extra libertatem ville predicti ab aliquo de inhabitantibus patrie predictae de Clanrycarde, et pariter quod nemo de inhabitantibus patrie de Clanrycarde districtum sive pignus capiet de aliquo inhabitanti dicte ville pro aliquo offenso sive crimine per ipsum commisso infra libertatem dicte ville nisi ut per ordinationem dictorum commissionariorum assignatum fuerit sub pena pro tali districto sive pignore sic capto primum reddere pignus statim parti aggravate et perdere debitum pro quo pignus captum erit.

Et etiam forisfaciet regie majestati valorem debiti pro quo pignus est captum fore levandum et dividendum ut supra.

Proviso tamen quod pro certo et approbato debito arrestari possit quavis persona donec dederit fidejussores ad respondendum coram dictis commissionariis in proxima eorum cessione sive congressu.

Et quod nemo dicte patrie de Clanrycarde petet aut requiret saluum conductum veniendo ad dictam villam regiam pro aliquo debito alicui inhabitati ville pertinenti neque aliquis de dicta villa petet aut requiret aliquem saluum conductum a dicto comite aut aliquo alio de patria eundo ad patriam pro aliquo debito alicui de patria pertinenti.

Et quod si fortassis talis salvus conductus fuerit petitus et ex aliqua parte concessus quod erit nullius momenti aut valoris sed totaliter frustratus.

Et quod omnes ordinationes predictae erunt boni valoris et effectus inter dictam villam et M^oWillelmum Burke et omnes de ejus regimine, Okelly, Omadden, Offlarty, Omayly et omnes sub eorum et cujuslibet eorum regimine omnia forisfactura levanda ut supra.

Et pro perfectione omnium et singulorum premissorum non solum dictus comes pro se et patria predicta verum etiam dictus maior, ballivi et consilium ville predictae susceperunt coram nobis corporale juramentum ac etiam fecerunt fidele promissum super eorum cujuslibet ligea fidelitate erga regiam majestatem quod premissa omnia et singula perficient et perimplebunt.

fol. 85b.

Finaliter: Dicti commissionarii fideliter promiserunt et corporaliter juraverunt ut supra premissa diligenter inquirent ac directam celerem et justam ordinationem ac sententiam in omnibus causis coram eis venientibus pronuntiabunt, et quod easdem cum omni expeditione in

executionem ponent et poni curabunt ad optimum eorum posse et quantum in eorum potentia fuerit possibile.

1558.

Et ulterius ordinatum est quod unusquisque generosus dicte patrie de Clanrycarde dabit nomina omnium de ejus sequela et tenentium et servitorum in scriptis infra quadraginta dies post datum presentium ad manus dicti comitis et dicti maioris, pro quibus omnibus respondebunt de tempore in tempus pro eisdem tam pro perfectione dictorum ordinationum quam omnium aliorum factorum per eos.

fol. 161

Et quod nemo de patria predicta retinebit aliquos respondend' alienigenas imposterum et si jam aliquos habent eos expedient.

Ac etiam nos, dictus deputatus et consilium, requirimus, regioque nomine stricte mandamus dictos commissionarios quod non permittent aliquam personam temporalem gaudere illegitime aliquibus possessionibus ecclesiasticis, neque aliquam personam spiritualem gaudere aliquibus possessionibus ecclesiasticis contra formam statutorum in tali casu provisorum.

Proviso semper quod nichil in hiis indenturis expressis prejudiciale erit libertatibus et privilegiis dicte ville neque in aliquo extendetur citra ut inhabitantes dicte ville privilegiis et libertatibus suis libere uti non possint.

fol. 162

[LXXVIII.]—An order towching Okarwell,¹—²Augusti, anno 1558:

Memorandum: Where William Ower Okarwell, beyng of late by us made chieffe capitayne of his nation, and appoyntid to have the name of Okarwell, hathe behavid himselfe so traytorously towardes ther majesties as it ys by us thoughte expedyente to deprive hym of the same titlle and name and to proclayme hym traytor, we wysching the good order of that countrey have by the consente of the reste of the Okarwelles and others the freeholders of Ely appoynted Tege Okarwell, called —³ Tege, and claymyng as eldeste of that name to be capitayn of his nacyon, and to have the name of Okarwell, so as the same Tege shall aunswer to ther majesties oute of the countrey of Ely all such dueties as heretofore others beryng the name of Okarwell were bounde to doo and shalbe expressed in his lettres patentes that shalbe grauntid to hym of the same, and that all thinhabitantes of Ely shall aunswer to the same Tege all suche dueties as of right belong to the name of Okarwell and to the capitayne of that nacyon and countrey:

—And where Molrone Okarwell, sonne to Calloghe Okarwell, was of late falsely betrayed in parlementes by the said traytor William Ower, we order that all things taken the same day from the saide Molrony shalbe presently redelyvered to him by Tege —⁴, upon his retorne, and for all other controversies betwene party and party in the contrey every man to stonde to suche order as shalbe by the breyhouns taken betwene them in the pretence of Tege or by his assignmente, and farther that the same Tege, now Okarwell, and all others within the countrey shall to the uttermoste of ther powers pursue and followe to the dethe the same William Ower, Shane atlerane, Shane McPiers and every of them and that all the gentilmen and freholders of the saide countrey shall putt in ther pledges into the handes of the saide Tege, now Okarwell, for performance of the premisses. And for the full performance of all and singular the premysse as well the same Tege, now Okarwell, Molrone mac Colloghe, Shane —⁴ McGylshill, with the reste of the freholders

fol. 163

fol. 86b.

¹ O'Cearbhaill, O'Carroll. See p. 34.

², ³, ⁴ Blanks in MS.

1558. of the countrey, have taken a corporall othe upon the holy Evangelists and the blessing sacramente of the aulter, as also we, the lord deputie, and the erle of Ormonde are become slanty to pursue the breakers of this order to the uttermoste.

fol. 87. [LXXIX.]—Certen notes enterid the xxviith of Auguste, anno Domini 1558 :

That John Grace, of Fowlkes courte, ys become suertye for Kedaghe Fitzpiers Omore to be fourthcomying at all tymes at the lorde deputies calling.

[LXXIXA.]—Quarto Septembris, anno supradicto [1558] :

That the erle of Kildare hathe bownde himselffe to the lorde deputie and counsaill that he shall have ready to aunswer at all callinges Arte Omolloye, Phelym Omolloy and Margarete Occhonor, pardoned at his requeste.

fol. 87b. [LXXX.]—Apud Dubliniam, xxi^o die Octobris, anno 1558 :

H. Sydney.—For the matter in controversy betwixte the cessors of the barony of Kenlys in the countie of Methe, on the behalffe of our soverayne lorde the king and quenes majesties, and one John Hammon of the New haggarde in the right and title of William Nugiente gentilman, who claymeth to have the same Newe haggarde and the landes thereof free from all manner of cassis and other impositions putt upon the said barony for the servyce of ther majesties :

Forasmoeche as upon the mattier harde and debatid before us and severall depositions and wytenes also produced on either syde, ther appered no sufficient grounde or mattier wherby the saide New haggarde shulde be free and exempte (saving onely that the saide Hammon alleagid to have a dede approving the saide fredom, whiche nevertheles he did not exhibite, nor yet coulde shewe before us any suche wryting :

Yt is orderid and decreid by us, the lorde justice and others of the counsell whose names be hereunto subscribed, that the sayde New haggarde shalbe contrybutary and aunswerable to all cassis, hostings and journeys as the reste of the said barony was, ys and shalbe from tyme to tyme till the saide dede or other more sufficient mattier then hathe yet appearid be exhibited.

H. Dublin, canc.—P. Barnewall of T[rym]leston].—John Travers.—James Bathe.—Patrik Whit, barone.—Robert Dyllon.—John Plunket.

fol. 88.

[LXXXI. 1.]—Inter recorda scaccarii de termino Sancti Hillarii anno regni domini Henrici, nuper regis Anglie octavi xxxvi :¹ rotulo xiii^o.

Certeyn warrantes for hawkes and houndes grauntid to the marques of Saria as followeth :

Right trusty and welbeloved and trusty and right welbeloved, we grete you well : Letting you wytt that upon instante suete made unto us by our right trusty and right entierly beloved coosen and counsaillour, the duke of Abberkirke² of Spayn, on the behalffe of the marques of Saria and his sonne, that yt mought like us to graunte unto the saide marques and to his saide son, and to the longer liver of them, yerely

¹ A.D. 1534.

² Albuquerque.

oute of that our realme of Irelande two goshawkes and foure greyhoundes; forasmoeche as the saide duke hathe don unto us in attendance upon our person in thies our warres very acceptable pleasure and service, and for that we be enformyd that the sayde marques beareth unto us speciall good wyll and affection, tendering as well the contynuaunce of the same, as the erneste requeste of the sayde duke, whose doughter the said marques sonne hathe in marriage, we have byn movyd to graunte his suete in that behalffe. And therefore our pleasure ys that by vertue hereof not onely you, our deputie for the tyme beyng, shall take order for the delyvery of the saide hawkes and greyhoundes unto such person as the said marques and his son, or the longer lyver of them, shall yerely with their lettres addresse unto you for that purpose, but also that you fol. 88b. our thesaurour, shall, of suche our treasure as from tyme to tyme shall come to your handes, contente and paye the chardges of byeng of the saide hawkes and greyhoundes. Whereof our further pleasure ys that all our audytors and others having chardge of our accomptes there shall make unto you juste allowance from yere to yere during the saide terme, and thies our lettres shalbe a sufficiente warrant and discharge unto you, our saide deputie, treasauror, and to all other to whome in case yt shall appertayne as yf we did yerely addresse severall lettres for execucion of our pleasure in the premysses accordingly.

Yeoven under our signet at our pallayce of Westminster, the ix daye of December, the xxxvith yere of our raigne.¹

To our right trusty and welbeloved counsaillour, sir Anthony Senterleger, knight of our order, deputie of our realme of Irelande, and one of the gentlemen of our prevy chamber, and to our trusty and right welbeloved counsaillour, William Brabazone, esquier, vicethesauror of our said realme, and to our deputie and vicethesaurour for the tyme being, and to all others to whome in case yt shall appertayne.

[2.]—Inter recorda scaccarii de termino Sancte Trinitatis, anno fol. 89. regni domini Edwardi, nuper regis Anglie, sexti secundo:² rotulo xliii^{to}:

Edwardus sextus etc. Universis et singulis ad quos presentes littere nostre pervenerint, salutem et sinceram dilectionem: Studium et affectum quem nobilis atque illustris vir, don Fernandus de Castro, marchio de Saria, erga clarissime recordationis serenissimum parentem nostrum semper antea gessit ut in nos postmodum veluti hereditario quod benevolencie nomine transtulit ita ipsius bene affecte voluntatis memores vehementer eum amamus charumque habemus, intelligentesque vario aucupii et venacionis genere animi recreandi gratia ipsum plurimum oblectari, volumus ea quoque in parte nostram in eum affectionem vicissim declarare, annuatim itaque illi dedimus et concessimus in nostro Hibernie regno duos accipitres seu falcones, quos goshawkes dicimus, et quatuor leporarios canes que eorum volatu, cursu et opera in suis aucupis et venationibus quando ita volet uti possit.

Proinde nostro in dicto Hibernie regno deputato harum litterarum nostrarum virtute et vigore injungimus et mandamus ut predictum accipitrum et canum numerum ex prestantiori quidem genere eidem marchioni vel cuicunque ille commiserit nomine nostro prospiciat atque consignet. Et quemadmodum hoc utcumque exiguo signo nostri animi gratitudinem testari cupimus, ita ab eodem deputato nostro quod hiis litteris mandamus prompte factum iri non dubitamus.

fol. 89b.

In cujus rei testimonium has litteras nostras fieri fecimus patentes, manu nostra subscripsimus ac sigilli nostri appensione jussimus communiri.

Date in regia nostra Westmonasterii, die 24 mensis Junii, anno Domini millesimo quingentesimo quadragesimo octavo, regni vero nostri secundo.¹

fol. 90.

[3.]—Philippus et Maria Dei gratia, rex et regina Anglie, Hispaniarum, Francie utriusque Sicilie, Jherusalem et Hibernie, fidei defensores, archiduces Austrie, duces Burgundie, Mediolani et Brabantie, comites Haspurgi, Flandrie et Tirolis: omnibus ad quos presentes nostre littere pervenerint salutem:

Intelligentes sincerum et singularem animi affectum quem illustris et nobilis vir, don Fernandus de Castro, marchio de Sarria, erga serenissimos pie memorie principes patrem et fratres nostros semper gesserit et erga nos in presenti gerit, et quod dictus marchio aucupii et venacionis lusu magnopere oblectatur, sciatis quod nos de gratia nostra et ad mitiorem in illum affectus declarationem, dedimus et concessimus et per presentes damus et concedimus predicto marchioni duos accipitres sive falcones, quos gossehawkes dicimus, et quatuor canes leporarios annuatim habendos et percipiendos dicto marchioni vel deputatis suis in regno nostro Hibernie per manus deputati nostri ejusdem regni nostri, proinde dicto deputato nostro per presentes mandamus quatenus predictum accipitrum et canum numerum ex prestantiori genere in eodem regno nostro provenientium prefato marchioni aut suis in hac parte deputatis tradat, tradi vel faciat. Volumus insuper quod si duo vel tres anni aut plures antequam dictus marchio per seipsum aut deputatos suos dictos accipitres et canes in forma precedenti recipiet fuerint elapsi, nichilominus tot dicti numeri eidem marchioni tradentur quot a retro fuerunt quandocunque illi placuerit.

fol. 90b.

Et ad uberioorem voluntatis et gratie nostre erga dictum marchionem significationem, damus et concedimus posteris dicti marchionis, hoc est hereditibus masculis ex corpore ejus procreati ut ipsi quoque duos accipitres sive falcones, quos gossehawkes dicimus, et quatuor canes leporarios annuatim per manus deputati pro tempore existentis percipiant.

fol. 91.

In cujus rei testimonium has litteras nostras fieri fecimus patente. Testibus nobis ipsis apud Westmonasterium, quintodecimo die Septembris, annis regnorum nostrorum quinto et sexto [1558].

Per ipsos regem et reginam.

Hec vera est copia originalis confecta et sigillata et examinata verbatim per Ricardum Ravener.—Queque originalis est sub magno sigillo Anglie forma prescripta.—Ric. Ravener.²

1558.

[LXXII.]—Apud Dubliniam, xij^o die Novembris, anno 1558:

fol. 92.

T. Sussex.—Memorandum: We, the lorde deputie, the lordes and nobilitie of the realme, with the reste of the king and quenes majesties counsaill assembled at Dublyn and considering as well the disurnytire of their highnes fortes in Lexe and Offalley and other their majesties holdes and garrysons, as also the tyme of the yeare to be moste propyece for the vyctualling of the same, concludid upon a generall cesse, as well of wheate and malte, as bieffes, swyne and other provision for the [w]hole yere, the same to be levyed in maner and forme following that ys to saye:

¹ A.D. 1548.² Fol. 91b. is blank.

In the countie of Methe, one thousande forty six peckes wheate and one thousande eight hundred seventy six peckes malte, whereof the thurde parte to be beare malte: the wheate and bere malte at foure shillinges sterling the pecke and the woote malte at two shillinges eightpence the pecke.

In the countie of Dublin: six hundred and four peckes wheate and one thowsande eight peckes malte, after like rate, pryce and division as before.

In the county of Kildare: six hundred and four score peckes wheate and seven hundred four score peckes malte, after the like rate and division.

In the countie of Uriell: six hundred ten peckes wheate and eight hundred and sixty peckes malte after like rate or division.

In the countie of Westmethe: three hundred thirty nine peckes wheate and five hundred and ten peckes malte after the same.

The [w]hole proporeyon to be brought in to the places appoyntid by Whitsontide nexte at the furthest, that ys to saye:

fol. 92b.

The corne of Methe¹ to the towne of Trym.

The corne of Kildare and also of Caterlaghe to Athye.

The corne of Uryell to Drogheda.

The corne of the countie of Dublyn to the towne of the Nasse:

And the corne of Westmethe to suche places as by commyssion hereafter shalbe appointed.

And for the cesse of bieffes and swyne to be levied in Irishemens countries and apon parte of the shieres westewarde ther[e] ar[e] lettres to be written:

To Orayly for bieffes two hundreth and one hundreth swyne;

To the Annaly, one hundred bieffes, swyne fifty;

To Magoghegan, fifty bieffes; swyne twenty five;

To Macoghlan, bieffes, thirty and fifteen swyne;

To Okelley sixty bieffes, and porkes thirty;

The Byrnes, kyne one hundreth and fifty swyne;

The Toolles of Omayle, twenty bieffes and ten porkes;

The countie of Caterlaghe, one hundreth forty beffes and twenty swyne;

Upper Ossory, one hundreth bieffes and fifty swyne;

The county of Typperary one hundred bieffes and fifty porkes;

The county of Waterforde, one hundred bieffes and fifty porkes;

Farny, fifty kyne and twenty five swyne;

Hughe Oge of Dartry, thirty kyne and fifteen swyne;

The Rayllies beyonde Sucke,² sixty bieffes and thirty porkes;

Macmahon, one hundred kyne and fifty swyne;

The bieffe at twelve shillings sterling and the porke at two shillings eightpence sterling.

Yt ys funder concludid that in the county of Wexforde ther shalbe cessid five hundreth peckes wotes at sixteen pence sterling the pecke;

In the countie of Kylkenny two hundreth peckes wootes at twenty pence sterling le pecke;

And in upper Ossory thre hundreth peckes wootes, at like rate.

The saide wootes to be delyverid as followeth, that is to saye:

They of Wexforde at the towne of Wexforde; those of Kilkenny at Leighlyn and they of Ossory at the forte in Lexe.

¹ In margin: "Memorandum: It is ordered that the corne of the baronyes of Donbyn and Ratothe shall be caryed to the Nas" [Naas.]

² The river Suca.

1558.

And furder it ys orderid that the said corne shalbe delyverid at three severall tymes in Trym, Dublin and Kildare, according to the pecke of Dublin; and Lowthe after the measure of Drougheda; and for the wootes of Kilkenny and Ossory according to the measure of Kilkenny; and those of Wexforde after the pecke of Wexforde.

H. Dublin, canc.—Roland Baltynglas.—W. Midensis.—Oswald Massingberd, prior.—J. Slane.—Christoffor Kyllen.—P. Barnewall of T[r]ymleteston.—Christofor Donsany.—H. Sydney.—Richard Delvin.—Henry Radecliff.—Robert Dyllon.—John Travers.—Thomas Cusak.—James Bathe.—J. Harbart.—John Plunket.¹

fol. 94.

[LXXXIII.]—Apud Dubliniam, 12 die Novembris, anno 1558 :

T. Sussex.—Memorandum : That the twelfth of November, anno 1558, and in the fifth and sixth yerres of the raines of our moste gracious soverayn lorde and lady Phillip and Mary, by the grace of God, king and quene, etc., the right hounorable therle of Sussex lorde deputie of the realme of Ireland delyvered in the counsaill chamber at Christes Church to the moste reverende father in God, Hughe,² archbishop of Dublyn, lorde chauncelor of the said realme, ther majesties grente seale of the same, newly sente over, and tooke of hym the olde seale whiche was ther presently defacid and broken in preasence of us whose names are hereunto subscribed :

And lykewyse the same tyme delyverid thother seales of the three ordynary courtes, videlicet, the chieffe place, theschequer and common place, taking from thens the olde seales of the same, whiche were there in lyke sorte broken and defaced, videlicet, the seale of the chieffe place to justice Dillon ; the seale of the common place to justice Talboit ; and the seale of theschequer to sir John Alen, to be deliverid to the barons of the same.

H. Dublin, canc.—W. Midensis.—J. Slane.—Christofor Kyllen.—H. Sydney.—Thomas Cusake.—George Stanley.—Henry Radecliff.—John Plunket.—F. Harbart.³

fol. 95.

1558-9.

[LXXXIV.]—Hec indentura, facta vicesimo secundo die mensis Januarii, anno Domini millesimo quingentesimo quinquagesimo octavo [1558-9] inter honorabilem virum Henricum Sydney, militem, dominum justiciarium regni Hibernie, et alios consiliarios domine regine ejusdem regni, quorum nomina inferius subscribuntur, ex una parte, et Willelmum Ower Occarwell⁴ de principali Occarwellorum familia in patria de Ely Occarwell oriundum, ex altera parte, testatur, quod cum dicta domina regina nunc per litteras suas patentes, gerentes datum xxi^o die Januarii anno suprascripto, perdonaverit, remiserit et relaxaverit prefato Willelmo Ower Occarwell omnes et omnimodas prodiciones tam majores quam minores (personam suam regiam, nec fabricationem false monete non tangentes) rebelliones, muidra, homicidia ac alia enormia et malefacta quecunque. Ac jam dictus Willelmus Ower Occarwell seipsum humillime submisit et ad locum, statum et dignitatem capitaneatus totius patrie de Ely Occarwell predictae restitutus, reerectus et stabilitus existat, modo ordinatum et conventum est inter partes predictas sub forma sequenti :
[I.] In primis : Quod dictus Willelmus Ower Occarwell non solum Catholicam fidem et religionem quantum in se est promovebit et defendet,

¹ Fol. 93b. is blank.² Curwen.³ Fol. 94b. is blank.⁴ See page 63.

sed etiam omnes contradicentes, et renitentes pro suo posse corrigi, in iudicium vocari, et debito modo per omnia puniri faciet. 1558-9.

[2.] Item: Acceptabit et recognoscet predictam nunc dominam reginam legitimam sibi esse principem, illeque heredibus et successoribus suis adherere contra omnes homines sicut fidelis subditus et sicut ceteri legei predicti regni Hibernie serviunt et obediunt aut servire et obedire debent. fol. 93b.

[3.] Item: Quod predictus Willelmus non adherere nec confederabit cum inimicis aut rebellibus dicte domine regine aut successorum suorum sed illos pro viribus suis de tempore in tempus castigabit et prosequetur.

[4.] Item: Dictus Willelmus obligatur per presentes quod dicta domina regina habeat omnes terras et possessiones suas proprias, ac cetera omnia et singula debita ad suam celsitudinem spectantia, tam ea que modo jacent et existunt sub tutela et gubernacione predicti Willelmi quam que quovismodo posthac crescere et legitime provenire poterint ad usum ejusdem domine regine infra limites et jurisdictionem patrie de Ely Occarwell predictae.

[5.] Item: Similiter, prefatus Willelmus Ower Occarwell promptus et paratus erit in propria persona sua ad serviendum dicte domine regine et successoribus suis, ad mandatum domini deputati seu justiciarii Hibernie pro tempore existentis, cum duodecim equestribus¹ et viginti quatuor turbariis, bene armatis, in omni suo magno progressu bellico vulgariter nuncupato hostinges, cum victualibus pro se et suis ad expensas patrie sue quandoenque et quotiescumque hujusmodi deputato seu justiciario placebit ad hoc assignare et demandare.

[6.] Et in quolibet alio viagio et progressu subito contingenti serviet cum toto numero et potestate sua cum victualibus similiter pro duobus vel tribus diebus. fol. 96.

[7.] Et pro quolibet equestre faciente defectum (ut predictur) forisfaciet et solvet pro quolibet die tres solidos et quatuor denarios; et pro quolibet turbario pro simili defectu denarios viginti.

[8.] Et predictus Willelmus concessit et promisit pro recognicione obediencie sue et quia tenet dictam patriam de domina regina, reddere et solvere singulis annis eidem domine regine, heredibus et successoribus suis duodecim libras legalis monete Hibernie, solvendas et tradendas officialiis suis annuatim in hoc regno ad festum Sancti Michaelis Archangeli tantum.² Note fol.

[9.] Et prefatus Willelmus ulterius concessit et promisit daturum se quolibet anno bonnagium octoginta Scotieis, vulgariter nuncupatis galloglasses, pro uno quarterio anni.

[10.] Et quod indilate dabit et solvet prefato domino justiciario aut assignatis suis centum viginti martos pingues (ut moris est) pro nominatione et admissione sua ad locum capitanei sue nacionis et patrie de Ely predicta. See fol.

[11.] Item: Prefatus Willelmus non solum juramentum corporale prestitit super sancta Dei evangelia pro bono complemento premissorum, sed finaliter concessit etiam et promisit pro majori securitate fidelitatis sue erga dictam dominam reginam, heredes et successores suas ponere obsides suos penes prefatum dominum justiciarium vel alibi prout melius eidem domino justiciario videbitur. fol. 96b.

In cujus rei et omnium premissorum fidem et testimonium tam predictus dominus justiciarius et alii de consilio regali subscripti quam prefatus Willelmus hiis scriptis manus suas et sigilla alternatim apposuerunt.

¹ In margin: "Note: horsemen." ² In margin: "Note: rent."

1558-9.

Data die et anno Domini suprascriptis, anno vero metuendissime domine Elizabethæ, Dei gratia, Angliæ, Franciæ et Hiberniæ reginæ, fidei defensoris, etc. primo [1558-9].

fol. 97.

[LXXXV.]—By the lord justice and counsell [1558-9] :

H. Sydney.—Memorandum : That the viith of January, the first yere of our most dere soverayne lady quene Elyzabethes raigne, we, the lord justice and other of her majesties counsell whose name be hereunto, for redresse of sondry prayes and other grete enormyties attempted betwene Offarroll bane and Faughney¹ McTeig for the moytie of tanestshippe of the Offarrolles cuntrye called Clantane, Offarroll bane pretending to have by his letteres patentés as well the captenshippe allotted to Offarroll bane, as also the said half tanistshippe of Clantane, as lardgely as any other like capten have sithens the dyvision of that cuntrye into twoo captenshipps had and enjoyed the same :

And Faughney, on the contrary parte, pretendid for that he had by election the tanestshippe of the said cuntrye he ought to have the commodityes and prouffyttes of the [w]hole tanestshippe of the said Clantane :

Which contencion and cause of sondry myschiefes being by us throughly examyned as well on the one parte as the other, is founde that the half tanestshippe of the said Clantane of ancientie sithens the dyvision of the captenshippe have bene pertenance to Offarroll bane and so to that use ever leaved, and that Faughney without right thereunto by force and usurpacion hathe detayned the same :

We have ordred that the said Farrall bane from the date of his letteres patentés enjoye the half tanestshippe from hym kepte by the said Faughney :

And that for all manner controversies and other challendges betwixt them and any other the quenes majesties subjectes they shall ether of them putt into the erle of Kildares handes suffytient pledges as well for the preservacion of her highness pease, as restytucion to suche as right shall have adjudged unto them by indifferent persons chosen by ether of them, and in case they cannot agree, the umpershippe to be to the said erles adwarde and determynacion, and that Faughney shall remayne in thandes of the said erle untill we, the lorde justice, shall signifie our furder pleassure in that behalf.

G. Kyldare.—Jenico, vicecom : of G[ormanston].—Roland Baltyn-glas.—Richard Delvin.—George Stanley.—John Parker.—Francis Agarde.

fol. 98.

[LXXXVI.]—Apud Dubliniam, ultimo die Julii, anno regni regine Elizabethæ primo [1559] :

1559.

H. Sydney.—Memorandum : That upon summons gyven to the lordes spirituall and temporall and other her majesties counsell, it is concluded by us, the lord justice, the lordes spirituall and temporall and the rest of her majesties counsell of this realme, whose names be hereunto subscribed, appering upon the saide summons, the rest being absent by excuse, that for sondry and urgent consideracions towching the service of her majestie, the quiete of this realme and her highness subjectes thereof, there shalbe a generall hosting for fortyone dayes proclamed, after the old custome by wrytt, after the rate of three plowe landes to a carte, to be in full readynes to sett forthe the last day of August next,

and to appere at suche place as the lorde deputie or the lorde justice shall by ther letteres appoint.

1559.

H. Dublin, custos magni sigilli. — G. Kyldare. — W. Midensis. — Oswald Massingberd, prior. — Christoffor Kyllen. — Crystofor Howthe. — John Travers. — John Parker. — James Bathe. — Robert Dyllon. — John Alen. — Thomas Lokwod, deane. — Francis Agarde — Thomas Cusake. — John Plunket.¹

[LXXXVII.]—Orders taken at Dublin, xvii Augusti, 1559, fol. 99.
betweene the baron of Upper Ossory and Edward Butler,
esquier :

By the Lord justice.—Whereas the baron of Upper Ossery exhibited complaint before us in wryting particularly against Edmonde Butler, esquire, captaine of the countie of Kilkenny, in thabsence of the erle of Ormonde, declaring as well of the killing of sondry his men and followers as also for dyvers preyes and bodragges committed and done uppon him and his country by the said Edmonde his servants and others within his rule :

Wherof the said baron preyed amendes and restitution according to right, and that the said Edmond appearing likewise before us and being chardged with the premisses ded likewise alledge sondry and many the like killinge preyes and bodragges to be done by the said baron and his countrey against thinhabitantes of the said countrey, which the same Edmonde, for want of due instruccions and being called before us uppon the soodeyn, coulede not presently shewe and declare in particularities :

Forasmoeche as due prouf and tryall is to be made in place or places, whear the same ought and that we, for other occasions and impedimentes, cannot in person repeyer to these borders to call before us all suchie proufs as shall or may be produced for tryall of the trueth and certentie on either side, and nevertheles desiruous that due examynacion sholde be had in the premisses, and also order taken therein according to right and justice, have condescended that Luke Neterville, Nicholas White, captain fol. 99b. Heron, Frauncys Cosby, Patrike Sherlock, Olyver Grace, John Fitz Patrike and William Oge Ophelan or the moar parte of them, commissioners by us chosen indifferently for the hearing and report of the proufes of the said demaundes, shall have full power and authoritie to heare and examen the same and to proceade in manner and fourme following :

Fyrst : That they or the moar part of them shall resort and goo to Rathkwyle,² being on the borders of either of the said countreys, to be there the fyrst of September next, for the taking of the said examynacions and for certificat to be made unto us or the lorde deputie in that behaulf and uppon thapparance of both parties before the said commissioners or the moar parte of them to take as well on the part of the said baron as of the said Edmond Butler sufficient pledge to stonde to suchie order and decree as shalbe taken between them and the same pledge to be put in to thandes of captaine Heronn, saulfly to be kept untill our or the lorde deputies determynat order and definicion shalbe geaven in the variaunces and demaundes on either side and that either of them accomplishe and performe the same accordingly :

We will also that all and every the prisoners within the compase of the demaundes taken by either partie and nowe deteigned with any of

¹ Fol. 98b. is blank.

² Rathkeale.

1559.

them shalbe furthwith put at libertie, and saulfly restored to their dwelling place without any maner of impedymēt hurt or hinderaunce :

fol. 100.

And the said commissioners shall procede to take and receyve in wryting suchie bokes as either partie shall exhibit touching his severall demaundes against the other, and theruppon to heare and examen by all due weyes and meanes all suchie witnesses and proufes as either of the said parties shall produce for triall of the same demaundes or any part therof and the same to note accordingly as it may appeare wherof and for howe mochie the restitution and amendes is to be made on either side to other :

And to thende our meaning may be accomplished herein for the playn full and due amendes and restitution to be made either to other we will that the said commissioners hereby authorised allonly go to the prouf of the nombre and quantitie of the hurtes losse and domages and the full prouf of somoche to be entered in a boke as well on the one side as on thother, and so to make upp the totall some thereof, without prising or valuyng any part thereof, whereby the wholl so certified appearing unto us or the lorde deputie in particularities we or the lorde deputie may rate and taxe every thing for the partie whose hurte do excede the others according the due and veray value as to us or the lorde deputie in reason and equitie shall sicame to apperteigne :

Furthermore whearas One McLyse is challanged by the said baron to have done mochie hurt uppon him and his countrey, the particulers wherof to be delyvered unto the said commissioners in wryting :

fol. 100b.

And that the said Edmonde Butler disclaymeth in the said One to be within his rule or power whereby to geve him or amendes and restitution for him according as shall or may be proved against him, the said commissioners authorised shall not allonly receyve and examen the said demaundes against him but also enquire whether he be within the reche and power of the said Edmonde or no, and if he be, than the said Edmonde to aunswer for him or produce his body to be aunswerable therunto :

Otherwise not being within his said rule and power to knowe, enquire and certify where and under whom the said One is, whereby order may be taken against him accordingly :

And to the entent that as well thinhabitantes of the county of Kilkenny may frely passe into all and every part of the barons countrey without hurt, let or hinderaunce and likewise thinhabitantes of Upper Ossery have free resort and recourse both to the market of Kilkenny and all other places within that countie for any their nedefull and convenient causes, we will that from hensforth either of thinhabitantes of the countye of Kilkenny and Upper Ossery shall permitt eche other so to do :

And that the said baron, for his part, shall see and cause the same to be observed and the said Edmond for him during his rule shall do the like, as they and either of them will aunswer and satisfy for the contrary :

Lastly : For that Luke Neterville and Nicholas White, being men lerned in the lawes and appointed commissioners to this busynes, must travayll farre from their dwelling places to their greate costes and chardges than other, it is ordered that either of them for and towards their travayll, costes and chardges from the first day of his or their setting forthe, in going to the place appointed untill their retorne to their own houses, allowing somoch tyme as hereunto is expedient, shall have for every daye xxs. sterling, to be borne indifferently by the said baron of Upper Ossery and Edmonde Butler, and to be paid unto

thesaide Luke and Nicholas before their departure after thending of the said examynacions without tract, dymynucion or delays.

1559.

[LXXXVIII.]—Apud Dubliniam, xxii^o Augusti, 1559 :

fol. 101.

H. Sydney.—Touching thadvancing to the generall hostinge, latelie proclaymed by writt, for xii daies, to begynne the last of this moneth : In consideracion as well that the lordes of the quenes majesties most honorable counsaill in Englande have addressed to us, the lorde justice, their letteres bearing date Eltham, the iii. of August last, wherby the quenes highnes resolucion and theirs is further declared, as also that therle of Sussex, nowe appointed the quenes majesties deputie of this realme, is presently at the waterside, readie to come over, to whom the ordering of these things are specially referred :

It is ordered by us, the said lorde justice and counsaill whose names are hereunto subscribed, that the said generall hostinge shalbe deferred for and until the first day of September next :

And that nevertheles generall letteres shalbe writen and sent forth to all the sherifes and others, to whom it apperteigneth to geve warning and to make proclamacion in all places requisit within their offices and rules that all men chardgeable to the saide hostinge fail not uppon tenne dayes warning to be in areadyne, furnished to serve as they ought and to be at suchie place or places as shall uppon knowledge therof geaven be signified unto them, uppon suchie peynes and penalties as by the lawes statutes and customes of this realme is in suchie case provided.

fol. 101b.

H. Dublin, canc.—George Stanley.—John Travers.—John Parker.—John Alen.—James Bathe.—Thomas Lokwood, dean.—Francis Agarde.—Valentyne Browne.—John Plunket.

[LXXXIX.]—Apud Dublin, ultimo die Augusti, 1559 :

fol. 102.

T. Sussex.—Memorandum : We, the lorde députie, the lordes and nobyltye of the realme, with the rest of the quenes majesties counsell, assembled at Dublin, and considering as well the disfurnytur of her highnes fortes in Lex and Offaly and other her majesties holdes, as also the tyme of the yere to be most propice for the victaylling of the same, concluded upon a generall cesse as well of wheate and malte, as bieves, swyne and other provision for the [w]hole year :

The same to be leaved in manner and forme following, that is to say : In the countie of Methe, one thowsande xlvi peckes wheate, and one thousand viij^o lxvii. peckes malte, whereof the thurde parte to be beare malte :

— The wheate and beare malt at iiij shillinges, sterling.

— The pecke and the wote malte at ij^o viij^d sterling the pecke ;

In the countie of Dublin : vj^o xiiii peckes wheate, and one thowsande viij peckes malte, after lyke rate, price and dyvision as before.

In the countie of Kildare : vj^o iij^{xx} peckes wheate and vj^o iij^{xx} peckes malte, after the lyke rate and dyvision.

In the countie of Uriell : vj^o x peckes wheate and viij^o ix peckes malte after lyke rate and dyvision.

.601 fol

In the countie of Westmehe : iij^o xxxix peckes wheate and v^o x peckes malte, after the same :

The [w]hole proporcion to be brought into the places by Ester next at the furthest, that is to say :

The corne of Methe, to the towne of Trym.

The corne of Kyldare and also of Catherlough to Athie.

1559.

The corne of Uryell to Drougheda.

The corne of the countie of Dublyn to the towne of the Nasse.

And the corne of Westmythe to suche place as by commyssion hereafter shalbe appointed.

And for the cesse of byves and swyne to be leaved in Irishemens countreys and upon parte of the shyres westwarde, there are letteres to be wrytten :

To O Rayly : for bieffes ij^c and one c swyne.

To the Annally : c byeffess and fiftie swyne.

To Magoughegan : fiftie bieves xxxv swyne.

To Macoughlan : xxx bieffes and xv swyne.

To Okelly : lx byeves and xxx swyne.

The Byrnes : c byeves and fiftie swyne.

The Toles of Omaile : xx bieffes and x swyne.

The countie of Catherlaugh : cxl byeves, xxx swyne.

Upper Ossery : c bieffes, fiftie swyne.

The countie of Typperary : c bieffes, fiftie swyne.

The countie of Waterforde : c bieves, fiftie swyne.

Ferney : fiftie bieves, xxv swyne.

Hugh oge of Dartry : xxx bieffes, xv swyne.

The Raylies, beyonde the Sucke : lx bieves xxx swyne.

McMahon : c kyne l swyne, the beef at xij^s, sterling and the porke at ij^s viij^d sterling.

It is furder concluded that in the countie of Wexforde there shalbe cessed v^c peckes wootes at xvi^d the pecke.

In the countie of Kylkenny : ij^c peckes wootes at xx^d sterling the pecke.

The said wootes to be delyvered as followethe, that is to say :

They of Wexforde at the towne of Wexforde, those of Kilkenny at Kilkenny :

And furdre yt is ordered that the said corne shalbe delyvered at iij severall tymes in equall porcions, that is to say :

The furst parte on this side Christenmas next, the secounde parte before Shroftide and the thurde and last parte before Whytsontide.

And that the corne of the counties of Methe and West Methe shalbe after the measure and pecke of Trym ; Dublin, and Kildare according to the pecke of Dublin ; and Louthe after the measure of Drougheda ; and for the wootes of Kilkenny, according the measure of Kilkenny, and those of Wexford after the pecke of Wexforde.

H. Dublin, canc.—G. Kyldare.—Roland Baltynglas.—Thomas Darensis.—W. Midensis.—Christofor Kyllen.—P. Barnewall, lord [of Trymlesteston].—George Stanley.—Christofor Donsene.—H. Sydney.—Henry Radecliff.—James Bathe.—John Allen.—James Wingfeld.—Thomas Lokwood, dean.—Francis Agarde.—Valentyne Browne.—Humffre Warne.—Francis Harbart.

fol. 103.

[XCI].—Apud Dublyn, octavo die Septembris, anno 1559 :

Memorandum : Thatt the eighth daye of September, anno 1559, and the first yere of the reigne of our most gracious soverayn lady quene Elizabeth, by the grace of god, quene of England France and Irland, etc., the right honorable therle of Sussex, lorde deputie of the realme of Ireland, delyvered att Saynct Sepulcres to the moost reverent father in God, Hughe, archebyshop of Dublyn, lord chauncelor of the said realme, her majesties greatt seale of the same, newly sent over, and tooke of hym

the greatt seale which was there presently defaced and broken in presence of us whose names are hereunto subscribed :

1559.

H. Dublin, canc.—H. Sydney.—W. Fitzwylliams.—Henry Radecliff.
—James Bathe.—Jaques Wingfeld.

[XCIA.].—Item : the 27th day of October, 1559, a newe seale for the quenes benche wase delyvered to justice Plunket ; a new seale for the common place wase delyvered to justice Dillon ; and a new seale for thexchequer wase delyvered to baron Bathe ; and the old seales were then broken in the presence of us, the lorde deputie, justices and baron :

T. Sussex.—John Plunket.—Robert Dyllon.—James Bathe.

[XCII.].—By the lord deputie and counsell :

Where yt was agreid by us, the lorde deputie, the nobles of this realme and the rest of the counsell then assembled at Dublin, the last of August that ther shulde be a generall cesse of wheate and malte made for the furnytüre of all her majesties fortes within this realme, at which tyme yt was ordered that the countie of Dublin shulde be contributory thereunto in the nombre of —¹ peckes wheate and —² peckes malte, whereof the thurde parte to be beare malte, the same to be delyvered at —³ by equall porcions at thre severall tymes, viz. the furst porcion before Hallontide next, the secounde before Candlemas and the thurde before Ester, according the measure of Dublin, we shall therefore requyre you and in the quenes majestyes name chardge and commande you, that waying discretely the ymportance of the cause, ye do ymedyately se the forsaide number of peckes of wheate and malte to be indifferently cessed within the said countie, and that ye take straight order with the cessors to see the same brought in at the dayes and places appoynted : Wherein they shall for the better leaviing of the cesse and more sure answering of the pay to the pore people that shall beare the cesse followe suche order hereafter by us, the lorde deputie and counsell, shalbe to them under our hande wryting appoynted and prescribed, ymedyately upon which cesse so by you made ye shall advertise us the lorde deputie fol. 104. under your hand wryting the just porcion of wheate and malte cessed upon every barony within the said countie according to your just dyvision thereof made, and the parties delyvering the corne at the day and place appoynted shall receyve ther payment out of hande⁴, that is to say, for every peck of wheate and beare malte, and for every pecke of wootmalte, —⁵.

So praing you to be diligent in the premisses, we bid you hartely well to fare.

From Dublin, this xviith of September, 1559, and in the furst yere of the most prosperous raigne of our soverayne lady quene Elizabeth⁶.

[XCIIA.—Form of order to cessors.]

Cessors, seriantes, collectors and all others the quenes majesties officers fol. 105. in the barony of A. in the countie of M., to whom in this case yt shall apperteigne :

Where, in the dyvisione of the cesse of W., yt is ordred by the lordes and gentilmen of that countie, that ther shulde be allotted to the porcion of the baronie of Delvene A. —⁷ peckes wheate, and —⁸ peckes of malte, the same to be delyvered at three severall tymes by equall porcions : we will and commande you that ye cause the first porcione to be broghte

¹, ², ³, ⁴, ⁵, ⁷, ⁸, Blank in MS.

⁶ Fol. 104b. is blank.

1559.

wholy and fully to the Forte in Ophalie, so as it fayle not to be there the vth of Novembre next. At which day we have appointed Henrie Cowley to mete with you at Terells Castell for the more saulfe conductinge of you thetheare.

And that the seconde porcione be also at the said Forte the xiith of Januarie; and that the third porcione be also at the said Forte the first day of Marche, at which dayes we have also apointed the said Henrie to mete you at Terells Castell for your saulfe conductione.

Wherefore we chardge you as ye will answere to the contrarie at youre extreme perilles that ye faile not to see the saide porcions broghte into the said Forte at the said dayes.

And if eny mane shalbe negligente or willfull in the bringinge of his porcione, beinge warned therto by you, we then do authorise you and everie of you not onely to take ther stresse but also to complaine on them to the next justice of peace, whom we do by thes presentes authorise to commyt everie suche persone so by ye complained on to warde till ye shall declare to him that the persone or persons so committed shall have fully paid ther porcions.

fol. 105b.

And commande all justices of peace within the said countie of Westmethie to see this oure ordre put in execucione as they will answer to the contrarie at their perilles.

And for the more juste and true paymente to be made by and to the contrey we will and commande you, the aforesaid officers, to make two perfite bokes, wherein shall be conteyned the names of everie manne within youre rule that oghte to bringe eny corne and the porcions which they oghte to bringe, wherof thone shall remaine with youre selves and the other with Henrie Cowley.

And at the daies before apointed ye shall youre selves in persone repayre with the cariers of the corne to the Forte and shall make entrie into everie of the bokes of the corne that everie manne bringeth, upon which entrie, so made by you, the said Cowley shall make paymente to the parties bringinge the corne, accordinge to the prices by us, the lordes of the realme and the reste of the councell in the cesse agreed.

Wherefore fayle ye not to see all the premisses put in execucione as every of you will answer to the contrarie at youre uttermost perilles.

fol. 107.

[XCII.B.]—Coppie of indentures betwene the viscount Montgaret and Thomas Fitz Henrie :

Wheras contencione hath longe depended before sundrie governors and counsailors of this realme, betwene the viscount Montgaret, and Thomas Fitz Henrie and Mathew Fitz Henrie, sonne and heire to the same Thomas, on thother partie, touchinge certein landes, tenementes, and hereditamentes of fowre townes or villages in the Fausaughe Bentrrie in the hundreth of Shilemalire in the countie of Wexforde, that is to say, Prycelhagarde, Ballewarkely, Kilgibbone and Kytherie, which fowre townes or villages the said viscount Montgaret dothe alledge to be thenheritance of Fowke Dene, named late barone of Cahire, and so to have descended to Patricke Dene, sone and heire to the same Fowke, whose estate the viscount enjoyethe by purchase of the said Patricke Dene, which townes or villages also the said Thomas Fitz Henrie and Mathew dothe demande as the auncient inheritance of ther ancessors in the righte of ther maner of Maghmaine, in the said countie of Wexforde. The true title wherof, notwithstandinge longe travaille, to ther greate chardges hathe not ne coulde not hitherto bene determined

nor ended but yet dependethe in controversie, and if order were not taken therein it were lyke to be cause of further trouble and disquietnes betwene them.

Forasmuche as bothe parties, as well the said viscounte Montgaret and Patricke Dene as the said Thomas Fitz Henrie and his sonne, Mathew, have remitted thordering and finall determininge therof to us, the said lord deputie and consaile, whose names are herunto subscribed, and are contente to stande to owre order therin: We, the said lord deputie and consaile, by consent and agremente of the said viscounte and Patricke Dene and Thomas Fitz Henrie and Mathew, his sonne, do order and by vertue herof awarde that the said viscounte Montgaret, his heires and executors shall from henceforthe have, holde and enjoy forever for his parte towne of the said townes or villages, thone called Prishagard thother Ballewarkely, with ther apurtenances and all profites comodities and emolumentes growinge and risinge therof, and the said Thomas Fitz Henrie, his heires and executors to have holde and enjoy forever for his parte thother two townes or villages, thone called Kilherie and thother Kilgibbone with ther appurtenances and all profites comodities and emolumentes, growinge and risinge therof.

fol. 107b.

The which two townes or villages of Prishagard and Ballewarkely the said Thomas and Mathew by thes presentes dothe renonce unto the said viscounte Montgaret, his heires and executors for ever all ther right title and interest that they or eny of them ther heires and executors hathe, shuld or oght to have in the said two townes of Prishagard and Ballewarkely or of and in eny of them.

And lykewise the viscount Montgaret and Patricke Dene, by thes presentes dothe renonce unto the saide Thomas and Mathew Fitz Henrie, ther heires and executors for ever all the right title and interest that they hathe, shulde or oght to have in the said Kilherie and Killgibbone or of and in eny of them.

And further, whereas there apereth to be controversie for and aboute the lymites meres and bandes of the said townes or villages we, the lord deputy and consaile aforesaid, by the consente and agreement of the said viscounte Montgaret and Patricke Dene and Thomas and Mathew Fitz Henrie have ordred that sir Henrie Radecliffe, knight, and captene Herne, sherif of the countie of Catherlaghe, shall call the contrey before them or suche and as manie as they shall thincke cane best enforme them of the true confines, meres and bandes of the said townes or villages, and therapon to appointe suche markes and meres betwene them as to ther discretione shalbe thought fittest and most indifferent; which markes and meres they shall cause to be marked in suche sorte as they may endure and be knowene forever.

fol. 108.

And further we order, by consent of the parties aforesaid, that the said sir Henry Radcliff and captene Herne shall cause an order indented to be made betwene the said viscounte Montgaret and Patricke Dene, on thone partie and Thomas and Mathew Fitz Henrie on thother partie, wherunto everie of them severallie and jointlie shall putte ther signes and seales, wherein shalbe specified the lymites, confines and meres of the said townes and villages, with all markes and signes as they cane well name for the better declaracione and knowledge therof, and so to remaine as a perpetuall recorde of the said lymites, confines, markes and meares so apointed and made by the said sir Henrie Radecliffe and captene Herne, by the consent and assent of the said viscounte Montgaret, Patrick Dene, Thomas and Mathew Fitz Henrie and everie of fol. 108b. them.

In wittnes wherof as well the said lord deputie and counsaile as the said viscount Montgaret, Patricke Dene, and Thomas and Mathew Fitz

1559. Henrie, in testimonie of ther whole, whole (*sic*) and free consents in and to the premisses, have to ether parte of thes present indentures severallie and jointly putt ther signes and seales, the xvth of November [1559], in the first year of the raigne of oure soveraigne lady Elizabeth, by the grace of God quene of Englande, France and Irelande, defendor of the faith, etc.—Concordat cum originali.

fol. 109.

[XCIII.]—The order takene betwene Francisco Dias, Hispaniard, and Jhon Neyle, and others of the marchautes of Waterforde, the 25th of November, 1559:

Thomas, earle of Sussex, viscount Fitzwalter, lord Egremonde and Burnell, knight of the most noble order of the garter, captene of the gentlemene pencioners and gentlemen at armes, chefe justice and justice in oyer of all her majesties forestes, parkes and chases on this side Trente, and lorde deputie of Irelande: To all mene to whom thes presentes shall come gretinge:

Where in the matter dependinge in controversie betwene Francisco Dyas, Hispaniard, factor and attorney for certen marchantes Hispaniardes, plaintife, and Henrie Cornelisone, late of Middelborroughe, defendant, upon the demande of certene wares and marchandises ladene in Flaunders in the said Henries barke called the Sprite Volante of Middelborroughe, and dischargd of late in the havene of Waterforde and there sold, ymbeaseled or otherwise bestowed by the said Henrie, thorder whearof was committed by the quenes majesties especiall letteres.

fol. 109b.

There was order takene by us the lorde deputie that ther shuld be delывered to thandes of Francisco Dias as well all such goodes as upon inquerie made by the maior and bayliffes of Waterforde was certified unto us in a boke signed with ther handes and sealed with the towne seale, and if eny of them were solde, then the money that was paid for them to be redelyvered, as also all suche other goodes as within one yeare after mighte be proved to be solde, ymbeaseled or otherwise bestowed by the said Henrie or the value of them:

Wherein yt was also ordered by consente of both parties that the said Francisco shulde allowe to the said Henrie his freghte accordinge the bargaine made in Flandres, with all suche other necessarie chardges sustained by the said Henrie aboute the saving of the goodes as the maior, bayliffes and aldermene of Waterforde shoulde thincke the said Francisco bounde in conscience to allowe, as in the said order,¹ beringe date at Laghlene, the xvith of Decembre, 1556, more at length is declared.

Since which tyme thordre, not beinge fullie takene betwene them for Henries demandes, the matter was brought before sir Henrie Sidney, then lorde justice, duringe oure absence in Englande, who, for the better endinge of thes matters directed a commissione to certene mene in the cite of Waterforde to hire, examine and determine all matters in controversie betwene the said Francisco and Henrie, conteyned in twentie articles therunto annexed, and by his letters gave them his advice apone everie of the twentie articles, and so bothe in the commissione and letteres comanded them to make suche a finall ende as mighte in nothinge digresse from eny order takene by us before:

fol. 110.

By vertue of which commissione and letteres, bering date the seconde of Februarie, 1557, the said commissioners did, without callinge the said Francisco to it, make a corrupte and unjuste ordre, wherein upon an untrue surmise that the said Francisco wolde not shewe his procuracione

¹ See page 45, fol. 61b of the MS., where the date is xxvi December, 1556.

nor fall to eny accompte, they did awarde the said Francisco to allow to the said Henrie two hundred and fourtie poundes for the chardges of his ymprisonment, wheras in dede he had one yeare and more before shewed his procuracione to us and gevene to [us] an accompte so fer as mighte be proved, and for that the said Henrie did not justlie and speedelie procede therein, he was by oure order committed to warde till he shulde fully accomplishe oure order, as in oure forsaid order and divers other orders therein takenen doth more plainly appere. 1559.

And the said commissioners did also in the same order awarde divers other thinges unjustlie apon unjste surmises and so dismissed the said Cornelisone, as in the said order, beringe date the xvth of May, 1558, doth more plainly appere.

Which order being made by vertue of the lorde justices commissione, dated the ii of Februarie 1557, was not made till the xvth day of May, after oure retorne into this realme, wherby ther order, besides yt was unjust and contrarie to ther commissione and our former ordres, was also in lawe voide, for that they did not execute ther commissione duringe the tyme that the lorde justice who gave them the commissione was in authoritie. fol. 110b.

Wherapon we, perceavinge the decepte whereby the said Francisco had bene defrauded of his goodes, contrarie to all righte and justice, for the space of two yeares and that the said commissioners did go about to cause the said Francisco to bere all chardges that the said Henrie had bene at by falslie delaing the said Francisco from the recoverie of his owne goodes, to the great hindrance of the marchantes Hispaniardes, who never for eny thinge coulde be done coulde attaine to the thirde parte of ther goodes ladene in the said shippe, and if they shuld also have beane judged to have unjustlie paid thos sumes of monie expressed in that ordre mighte not onely have throghe all realmes of justice complained of the injustice of this realme, but also have manifestlie proved that the Fleminges, as a thefe runninge away with ther goodes and spoylinge them of more then thone halfe therof, had also by order and color of justice a reward gevene to him for his labour :

Which indeede proceedinge onely of the corrupcion of the commissioners mighte nevertheles have gyvene goode grounde to all mene that shulde have herde the case to have accused the governors of this realme of corrupcion, who were nothinge giltie therin, [and] did ymediatlie take order that the said Henrie shulde be returned to the jayle of Waterforde till the said Francisco shulde be satisfied accordinge to oure former order takenen, by vertue of which oure order the maior did committe the said Henrie to the jayle of Waterforde and there did detaine the said Henrie untill suche tyme as Jhon Neyle, one of the bayliffes, without knowledge of the maior or thother bayliffe or eny of the aldermene of the citie, did apon oure cominge to Dublin to take oure journey by sea into Scottland, lett him out apon the suertie of James Dobene, Andrew Lyncolne, Nicholas Walche and Richarde Keny, who were bounde bodie for bodie to bringe the said Henrie to prison within twentie dayes excepte he did bring a discharge for the indemnitie of the maior and bailiffes of Waterforde, as in the said bande, bering date the xxiii of Auguste, 1558, dothe further appere. fol. 111.

And where also at oure beinge at Waterforde the —¹ of November, 1558, there was order takenen by us and the counsell then present, wherof sir Heurie Sidney was one, that the maior and aldermene of Waterforde shulde take a finall ende betwene the said Francisco and Henrie in all the

¹ Blank in MS.

1559. contencions and subscribinge the same and settinge ther towne seale therto they shulde sende it to us to thentent we mighte take order for the spedie execucione therof:

fol. 111b. Whereapon the said maior, bayliffes and aldermene did, accordinge ourre commissione, take a finall ordre therein, as aperethe by the same, beringe date the first of Februarie, 1558, signed with the handes of the maior, bayliffes and xi of thaldermene and sealed with the seale of the cite used in suche cases.

Forasmoeche as the saide Francisco now aperinge before us hathe declared that he canne not be satisfied accordinge to thordre taken by the maior, bayliffes and aldermen of Waterforde, neither yet can he have the bodie of the said Henrie, accordinge the former ordres, for that he is now fledd out of this realme, and therefore besechethe to have some meane devised for his finall satisfaccione and depeache from hence:

fol. 112. Whereapon, callinge before us the said Jhon Neyle, James Doben, Andrew Lyncolne, Nicholas Walche and Richard Keny, and findinge the premisses to be true, as well towchinge thordre of the maior, bayliffes and aldermene of Waterforde, as also for the feinge of the said Henrie oute of this realme, falslie and untrulie leavinge them in dandger for him, we have in fine ordred, by thassente of the said Francisco and the said Jhon, James, Andrew Nicholas and Richard, that the said Jhon, James, Andrew Nicholas and Richarde shall, for ther full agreement, pay to the said Francisco two hundred markes, sterlinge, currant mony of Ireland, in consideracione wherof the said Francisco dothe by thes presentes gyve unto them and every of them a fulle discharge for all matters he can objecte against them or eny of them for eny thinge towchinge the matter dependinge in controversie betwene him and the said Henrie; and that the said Francisco shall and may nevertheles recover against the said Henrie, whersoever he shall finde his bodie, all suche summes of monie as are due to him by the awarde of the maior, bayliffes and aldermene of the cite of Waterforde, signed with ther haundes, sealed with the seale of the cite, used in suche cases, and beringe date the first of Februarie, 1558, deductinge allwayes the summe of two hundred markes, payed to the said Francisco by the forsaid Jhon, James, Andrew, Nicholas, and Richard, which summe of two hundred markes, so by them paid to the said Francisco the said Jhon, James, Andrew, Nicholas and Richard, junctly or eny of them severally, in the name of the rest, shall and may recover against the said Henrie, whersoever they shall finde his bodie or his goodes, together with suche losses as they have susteyned by his decepte and falshode.

In wittnes wherof, as well we, the lorde deputie, as also we the said Francisco, Jhon, James, Andrew, Nicholas and Richarde have sett oure handes and seales to ether parte of these indentures.

Dated at Laughlen, the xxvth of Novembre, 1559, in the first yeare of the raigne of oure soveraigne lady quene Elizabeth, etc.¹

fol. 116.

[XCIV.]—²Ordered by the lorde liewtennant and counsaill, at Kylmaynan and Dublin, the last of June and firste of July 1560, as folowethe:

1560.

[1.] Firste that beakens be sett and good watche kepte upon all the accustomed places for all the sea coaste of the Englishe Pale wheare any

¹ Ff 112b., 113, 113b., 114 and 114b. are blank in the MS. The leaf which follows 114b. is numbered 116.

² In the MS. lines are drawn through the matter here printed under No. [xciv.]; and at head in margin is written: "vacat."

arryvall and landing of foreign enemyes may be doubted: the same to be diligently attended and contynued untill like ordre be agayne taken to the contrarye.

[2.] Item: That betwene this and the —¹ daye of this instant moneth of July particuler muster shal be made in every baronye within the Englishe Pale of as many the quenes majesties subjectes dwelling or resident within every of the saide baronyes hable to welde weappon for defence of this her majesties realme (if suche neede were) as are above the age of xv. yerres and under the age of lx. yerres.

The same musteres to be taken by suche persons as the lorde lieutenant shall thereunto name and appoint particulerly for every of the said baronyes.

The whiche persons in the viewe of the saide musters shall discretely marke and note whiche men of all that multitude are goode and hable archers and whiche of them are furnished thereunto and whiche of them are unfurnished, and of them that are furnished, what their furniture is, and of them that are not furnished what furniture they lacke.

And in lyke maner of goode and hable bill men, and in lyke sorte of fol. 116b. meete and experte harquebuttieres. And in like maner distinctly for horsemen, kerne, gallowglasse, and all other sortes of the warr, noting in their bookes of the saide musters by convenient letteres or markes ensuyng the name of every person mustered (if he be archer, billman or of other sorte), what furniture he hathe, by setting a prykke upon that kynde of furniture whiche he hathe and by leaving unpricked that kynde of furniture whiche he wantethe for that sorte of service, and marking acrosse in the mergent againste the name of every of the saide hablest men, to thende that suche order may thereupon be taken for the further furnishing of them with weapon and necessities in that behauff at reasonable price of the quenes majesties provision, as shalbe then thought expedient.

The same to be delyvered and commytted unto handes and distribution of some suche sufficient men within every of the saide baronyes as shall have charge and undertake that the saide weapon and municions so delyvered shalbe allways furthecomynge at the musters within that barony from tyme to tyme and not solde ne made awaye.

[3.] Item: That all those whiche shalbe comprised within those muster fol. 117. bookes of every baronye particulerly shalbe under the charge and leading of suche capitaynes as the saide lorde lieutenant will thereunto name and appointe, for every baronye two at the leaste, the whiche upon every occasion shall be attente, the one to receyve them at the generall place of assembly for that purpose appointed, the other with the ayde of the officeres of every towne to see them sett spedely furthe that none withdrawe ne remayne behynde.

[4.] Item: That at suche day and place as shalbe appointed by the saide lorde lieutenant and counsaill a generall mustre shalbe made of all the persons mustered and certified by the bookes of those particuler musters, with their furniture noted and appointed in those particuler bookes of musteres.

[5.] Item: That there be appointed and comaunded unto all the persons so mustered a place mooste apte and convenient to make their immediate and indelayed repaire unto, with their weapon and furniture appointed, upon every warnyng geven by fyre or smoke from the afore mencioned beakons:

¹ Blank in MS.

1560.

That is to witt at Ratowthe, for the counties of Methe and West-methe, and Castell Knocke for the countie of Dublin.

The hill of Lyons for the counties of Kildare, Kilkenny and Catherlaughe.

fol. 117b.

The hill of Monster Bois¹ for the countie of Lowthe; and for the countie of Weixforde suche place as by the seneschal and gentilmien of the countie shalbe thought mooste expedient bothe for the answering of the same countie and of the counties adjoyning:

There to gather and assemble under suche capitaynes as shalbe appointed to have the leading and chardge of them, and so to attende, redye to speede them further under the leading of their saide capitaynes unto such place as they shall be then commaunded unto:

And for every countie one capitayn to be appointed to have the charge and leading of all the horsmen of that countie, and also one generall capitain for all the fotemen of every countie, also for every barony one ensigne, to be provided upon the charge of the whole baronye, and for the horsmen of every countie one standert to be provided at the charge of the capitayne of the same.

For the countie of Kildare: the erle of Kildare and his substitutes to have the chief charge bothe of the horsemen and footmen and the sherif to attende on them in that behaulf.

For the footmen of the countie of Methe: the lorde of Gormanstown to have the chief charge, and the sheriff under him; and for the horsmen of the same countie: the lorde of Slane.

And for the horsmen and footmen of the countie of Westmethe: the sherife.

fol. 118.

And for the horsmen and footmen of the countie of Kilkenny:—²

And for the horsmen and footmen of the countie of Catherlaughe: capitain Herne.

And for the horsmen and footmen of the countie of Lowthe: the lorde of Lowthe, and under him the sherife.

And for the horsmen and footmen of the countie of Dublin: the lorde of Howthe and under him the sherife.

And for all the countie of Wexforde: the seneschall.³

fol. 119.

[XCV.]—The copie of the comyssions made oute for the musters, —² die mensis Julii, 1560:

Com. Dublin.—Regina, etc. Dilectis nobis Hugoni, Dublin archiepiscopo, Hibernie primati ac cancellario nostro regni nostri Hibernie, Christophero, domino de Howethe, Johanni Plunket, capitali iusticiario nostro banci nostri regni nostri predicti, Jacobo Bathe, capitali baroni scaccarii nostri regni nostri predicti, Ricardo Talbot, secundario iusticiario nostro placei nostri regni nostri predicti, Patricio White, militi, secundario baroni scaccarii nostri regni nostri predicti, Johanni Travers, militi, Thome Lockwod, decano ecclesie cathedralis Sancte Trinitatis, Dublin, Patricio Barnewall, vicecomiti Dublin, Ricardo Finglas, servienti ad leges, Jacobo Barnewall, Thome Fitzwilliams de Holmepatricke, Christophero Barnewall de Gracedewe, Roberto Talbot de Bellegarde, Patricio Finglas de Wespelleston, Edwardo Barnewall de Drumnaghe, Rogero Finglas de Porterston, Willelmo Welshe de Carrickmayne, Johanni Burnell de Castell Knocke, et Thome Beling de Kilcoscane, salutem:

Sciatis quod nos de vestris fidelitate, circumspectione et industria ad plenum confidentes, ex assensu charissimi consanguinei et consiliarii

¹ Monasterboice.² Blank in MS.³ Fol. 118b. is blank.

nostri Thome, comitis Sussex, ordinis nostri garterii militis, capitanei generosorum pencionariorum nostrorum ad arma, capitalis justiciarius omnium forestarum, parcorum et chacearum nostrarum citra Trentam, ac generalis locumtenentis nostri regni nostri Hibernie predicti, simul fol. 119b. et de consensu consilii nostri ejusdem :

Assignavimus et constituimus vos et quoscunque vestrum comissionarios nostros in comitatu nostro Dublin ac in crochiis et marchiiis ejusdem, tam infra libertates quam extra, ad omnes et singulos subditos et ligeos nostros tam spirituales quam temporales, cujuscunque status, gradus, dignitatis aut condicionis existunt, coram vobis aut aliquibus duobus vestrum in unaquaque baronia dicti comitatus nostri, prout quisque vestrum nominatum ad unamquamque earundem baroniarum assignatur et delegatur per scedulam instructionum huic commissioni annexatam, indilate convocandi et venire faciendi ac cetus, conventus, monstrationes, ostentaciones et delectus bellicos habendi, procurandi, faciendi, conscribendi et exequendi seperatim in unaquaque baronia infra ac per totum comitatum nostrum predictum de et super omnibus et singulis hominibus ligeis et subditis nostris predictis in qualibet earundem baroniarum ac infra ac per totum comitatum nostrum predictum inhabitantibus, commorantibus seu degentibus :

Ac ipsos et eorum quemlibet ad bellicum apparatus et furnituram telorum, armorum, equorum hobellariorum, equitumque et peditum, secundum modum et quantitatem terrarum, tenementorum bonorum et cattallorum suorum assesandi, censendi, conscribendi et arraiari fol. 120. preparari, inveniendi, procurandi et faciendi seperatim in unaquaque earundem baroniarum infra ac per totum comitatum predictum immediate, modo et forma prout in scedula instructionum huic commissioni annexata continetur, et magis plene liquet, omnibusque aliis melioribus viis modo et forma quibus uti seu perficere sciveritis et poteritis, juxta antiquas consuetudines, leges et statuta regni nostri Hibernie predicti ac instructiones predictas locumtenentis nostri generalis regni nostri Hibernie predicti vobis in hac parte directas, procurandas, faciendas, supervidendas et exequendas.

Et quum examinationem hujusmodi ceperitis predictum dominum locumtenentem nostrum generalem sub manibus vestris particulatim, in primo die Augusti proximi, reddatis certiore, hanc commissionem ei remittentes.

Et ideo vobis et cuilibet vestrum mandamus, etc.

Damus autem, etc. In cujus rei, etc. Teste, etc.

[XCVI.]—The instructions to the saide comysshion annexed: fol. 120b.

Firste: You shall according to your comysshion assemble yourselves with all diligence at suche convenient place within the shire as you shall thinke moost mete the xiiith day of this moneth of Julye, at whiche tyme¹ you shall divide yourselves into severall companyes according as you be named, sorted and appointed by the instructions for every suche barony of the aforesaide countie, as unto every of your said severall companyes is by theise instructions severally allotted and assigned, so as you may make the musters with the more spede according to your comysshion and the statutes in that cace provided, and for the better guiding of the people at all eventes ye shall appointe to every barony one or two capitaynes,² such as you shall thinke fittest, the names whereof ye shall gyve unto the comysshioners for the musters of those baronyes to thintent they may at the taking of the musters declare the same to the people.

¹ In margin: "The tyme of the assemble for the commissioners to muster against the tyme appoynted."

² In margin: "Capitaynes to be appoynted in everie baronye."

1560.

Item: That doon you shall directe owte preceptes¹ to the constables of every barony within your allotmentes, comaunding them not only to appeare personally themselves before you the xxiith day of this monethe of Julye, at suche place as ye shall appointe in every barony, and to bring in writing to be certified and delyvered unto you upon their othes the names and surnames of all persones inhabiting or resiaunt within their severall rules being of thage betwene sixtene yerres and threschore yerres, but also to commaunde² all persones inhabiting or resiaunt within their saide rules of the saide ages to appeare personally before you at the saide day and place and to bring³ with them all suche horsse, harneys, armour, bowes, arrowes, gonnnes, weapon and all maner of warlike apparraill as they by any meanes can put in aredynes against that tyme for the service of the quenes majestie and defence of the realme. And every suche person as shall not upon suche warnyng appeare before you at the day and place appointed, being within the saide lymyttes of age and hable to welde weapon for defence of the realme, shall forfait to her majesties use twenty shillings or suffer tenne daies imprisonment.

fol. 121.

Item: You shall gyve order and special chardge that no horse or hackney be solde out of the English Pale to any whatsoever unles onely yt be to suche as are resyaunt in the Englishe Pale of the relme.

Item: You shall at the saide day appointed take the perfite musters of every suche person before you appearing, and, putting his name in writing, you shall view and take muster⁴ of the person and his furniture, considere his hablenes and what sorte of weapon he hathe, and not only note the same briefly by one or two letteres in the mergent before his name:

That is to say, upon every hable archer h. a., upon every hable harquebus, h. ha., upon every hable billman, h. b., upon every hable horseman h. h., upon every hable kernaghe, h. k., and, upon him that you fynde not so hable, to leave out the firste h.

fol. 121b.

But also note in like sorte by writing what horsse, armour and weapon every of them shall then have by thiese lettres: For a horsse, ho.; for a jacke, j.; for a speare, sp.; for a bowe, bo.; for a sheafe of arrowes, sh.; for a bill, b.; for a gonne, g.; for a sworde, s; for a habergen of mayle, h.m.

Item: Wheare ye shall finde defaultes⁵ of weapon ye shall examyn the person what weapon he thinketh himself metest to use, and note the same weapon by letteres as aforesaide, and adde therto this worde 'want.'

Item: You shall then gyve commandemente unto them to kepe the weapon and furniture noted upon them, the whiche your booke⁶ so perfily made, togedther with the booke of every constable delyvered to you, ye shall sende unto us, the lorde liewtennant, by the firste day of Auguste next comynge, every booke by yourselfe so made to be subscribed with thandes of the commysioners that shall be presente at the taking of those musters.

And every booke of the constables delyvered unto you to be subscribed with the handes of the same constables whiche have delyvered it, and upon the heade of every person whiche shall make defaulte to be written thiese lettres: 'De.'

¹ In margin: "Preceptes to be directed to everie constable in eche barony to appeare themselves at the daie of the muster and to somon, etc."

² In margin: "To somon all between the age of xvi. and lx."

³ In margin: "To bringe to the moosters horses, harness and weapon."

⁴ In margin: "To mooster the person and to consider of his habilitie of bodie, and his weapon."

⁵ In margin: "Defalte of weapon."

⁶ In margin: "Mooster bookes to be made and to be certified to the governor."

Item: When you shall have taken the saide musters, you shall gyve
generall commaundement that they be all in aredynes to muster togedther
before the lorde liewtenaunt at suche place and day as he, upon pro-
clamacion made in every barony within sixe daies warnyng¹ before the
day of the musters to be before him made, shall appointe. 1560.

And if you finde any man unfurnished of suche horsse, armour or fol. 122.
weapon as by the lawes of this realme he ought to have, that then ye
give streight commaundement to him that he be furnished thereof againste
the day he shalbe appointed to muster before the lorde liewtenant, upon
payne in the statutes expressed. And yf any man, being by the lawes
of this realme bound to finde horsse, armor or any other kynde of
weapon, do muster as servaunt or in lieue of any other, that then ye
shall also note the same that noo excuse be made whereby the quenes
majesties service might be hindered, and that you, the commissioners of
eche barony, do cause your owne servantes and suche hable persons as
remayne within your houses or under your rule to be at the said musters,
well furnished with armor and weapon, as her majesties lawes and
statutes doth allowe.

Item: You shall at the saide musters geve notice and commaundement,
unto all those whiche shalbe comprised and writtin within the said musters
of every barony within the saide countie severally that upon every
warnyng geven by fyre or smoke from the beacons² and watche to be set
and kepte in thaccustomed places, or opou every eskrie and alarme of
them, indelayedly with their saide warlike and defencible aray and
furniture appointed, immediately spede them and faile not to repaire
unto suche place or places as you have by vertue of owre lettres and
enstrucons addressed to [you] for watche and warde appoynted, there to
assemble and joyne with the rest of the power of the saide countie under
the conducte and leading of such capitaynes as by you shalbe named
as aforesaide:

And that as well all and singuler those capitaynes whiche according
to this comyssion and instruction shall have been by you appointed,
as also all and every of the saide persones mustered and appointed
under those capitaynes,³ together with the whole power of the saide fol. 122b.
countie, shall be then attendant, redy and obedient to repayre and serve
under the conduct, appoyntement leading and commaundement of the
lorde of Howethe⁴ and of the sherife of the countie of Dublin, under
him chief and generall capitayne, named and appointed by the lorde
liewtenaunt and counsaill for the said countie in that bihaulfe.

Item: You shall geve commaundement that every barony in the saide
countie do at the charge and contribucion of the same barony provide
them of a convenient and warlyke ensigne⁵ with a redde crosse of Saint
George therin, against the saide daye of musters.

All whiche the premyses you shall truly and uprightly do and execute,
and of your doinges make true certificate to the lorde lieutenaunt, as
aforesaide, by the firste day of Auguste,⁶ aforesaide, as ye tendre the
quenes majesties favor and thadvancement of her service with the goode
defence of this her majesties realme, your natyfe countrey.

¹ In margin: "Generall warning to be in readines to mooster before the governor
and to be furnished with horsse, armour and weapon."

² In margin: "The men moostred to be readie to answer the beacons and to
joyne with the residue of the forces of the countrey."

³ In margin: "Shall repaire with the rest of the powre of the said countie."

⁴ In margin: "Lord of Hoathe, capitayne of the countie of Dublin."

⁵ In margin: "Everie baronie to have an ensign at theire owne charges."

⁶ In margin: "To make certificat to the governor."

1560.
fol. 123.

[XCVII.]—Captain generall for the leading of the whole shire of Dublin :

The lorde of Howthe and under him the sherife of the same countie.

Thiese commyssioners under written appointed and allotted by thiese instructions for the severall musters of the baronye under written as ensueth, that is to witt :

For the barony of Balrothery : James Barnewall.—Christopher Barnewall.—Thomas Fitzwilliams.—Patricke Finglas.

For the barony of Cowloke : My lord of Howeth.—Justice Ploncket.—Baron Bathe.—Baron White.

For the barony of Newecastell : My lord chauncelor.—Justice Talbot.—Robert Talbot of Bellegar.—Edwarde Barnewall of Dromnaghe.

For the barony of Castellknocke : Sergeant Finglas.—Roger Finglas, of Porterstowne.—John Burnell, of Castell knocke.—Thomas Beling, of Kilcoshane.

For the barony of Rathedowne : Sir John Travers.—The deane of Christes Church.—Patricke Barnewall.—William Welshe of Carricke mayne.

fol. 123b.

The like commyssion and instructions for the countie of Methe directed to the commyssioneres under written, videlicet, to the viscount of Gormanston, generall capitain appointed to have the leading of all the footmen of that shire, and the sherife of the shire under him :

The lorde of Slane, generall capitain appointed for the leading of all the horsemen of that shire :

For the musters of the barony of Dulyke : The said viscount of Gormanston.—Henry Dracott.—Thomas Darcy of Platten.—Mathewe Talbott, of Dardeston.

For the barony of Skryne : The lorde of Kyllyne.—The lorde of Donsanye.—Sir Christopher Chevers.

For Ratothe barony : Symon Barnewall.—Burforde of Killrowe.—Wesley of Blackhall.—Barnaby Everes.

For the barony of Donboyn : Christopher Ruchefort.—Phepo of Rowthan.—Michell Delahide.—John Scurloke.

For the barony of Deice : The baron of Galtrym.—Melior Hussey.—Lenam, of Adamston.—Delahide, of Assye.

fol. 124.

For the baronyes of Moyfenragh withe Moygarr : Wellisly of the Dyngan.—James Dowdall.—Mathewe King.—Laurence Hamound.

For the bushops lands and Lenowes landes, Ballybogan and Casteljordan : The master of the rolles.—Richarde Croftes.

For the barony of Lune : Sir Olyver Ploncket.—Barnaby Scurloke.—William Bremyngeam.—Walter Lynche of Donnow.

For the barony of the Navan : The lorde of Tremleston.—The baron of the Navan.—Justice Dillone.—Rocheforde of Kilbrye.

For the barony of Kelles : Sir Thomas Barnewall.—James Evererde.—Patricke Ploncket of Gibbiston.—John Fitz Jones of Fyanston.

For the barony of Foure : Barnewall of Moillaghe.—John Ploncket, of Loghekrewa.—Balf of Galmoreston.—Tute of Baltraeston.

For the barony of Mergallen : Thomas Flemyng, of Stephenston.—White, of Clongell.—George Drake.—Velden of Raffyn.

For the barony of Slane : The baron of Slane.—Barnewall of Stockullyn.—Barnewall of Rowestowne.—Thomas Flemyng, of Syden.

For the towne of Athboy : The portrief of the same.

fol. 124b.

The like commission and instructions for the countie of Westmethe, directed to the commyssioners under written, videlicet : to sir Thomas

Nugent, knight, capitain generall appointed to have the leading of all the horsemen and footmen of that shire :

For the musters of all the territories of the Nugentes and their folowers : the saide sir Thomas Nugent.—James Nugent.

For the territories of the Tutes and all their folowers : Sir Ricarde Tute.—Mr. Ricarde Tute.

For the territories of all the Pettites and their folowers : Sir Garret Pettit and his son.

For all the Terrilles and their folowers : Sir Thomas Tirrell.—John Tirrell his son.

For the barony of Ferbill : George Fitz Garrett.—Garret Darcy.

For the territories of all the Daltones and their folowers : Mr. Marshall.—Richarde Dalton.—Henry McEdmonde Dalton.

For the territories of McGallis cuntry and the Bryne : Thomas Straunge.—Garret Dillowne.

For Delamares cuntry : Delamare.

The like commission and instructions for the countie of Lowthe fol. 125. directed to the commyssioners under written :

My lorde of Loweth, generall capitain appointed to have the leading of the horsemen of the same shire, and the sherife of the said shire for the footmen of the same.

For the musters of the barony of Ferrarde : George Plonket, sherife.—Richard Plonket of Newes.—Nicholas Dromgowle.—Christopher Dowdall of the Newton.

For the barony of Ardee : White, of Richardstowne.—Nicholas Tathe of Rahaster.—Peter White.—Robert Tathe of Mullagharrye.

For the barony of Lowthe : sir James Garlande.—Edwarde Garlande of Garlandston.—Nicholas Tathe of Balbragan.—Patricke, Clynton of Dromcashell.

For the baronyes of Dundalke and Cowley : sir John Bedlowe, knight.—James Brandon, of Dundalke.—John Cashell of Dundalke.—Richard Bedlowe of Kilsaran.

The like commyssion and instruction for the countie of Kyldare fol. 125^b. directed to the commyssioners under writtin, videlicet :

Therle of Kyldare, capitayn generall, appointed to have the leading of all the horsemen and footmen of that shire and his substitutes under him.

For the musters of the barony of Sawte : sir John Allen.—Thomas Lang.—Thomas Allen.—Patricke Sarsfelde.

For the barony of the Nasse.—Ewstace, of Castellmarten.—Sutton, of Tippar.—James Flatisburye.—Morice Fitzgarret, of Osberston.

For the barony of the Carby : Henry Cowley.—Walter Bremyngham, of Donfert.—Walter Bremyngham of Carricke.—Bremyngham of Russelleswod.

For the baronyes of Oulteriney and Okeythy : Aylmer, of Lyons.—Owgan of Racothie.—Olyver Sutton.—James Ewstace.

For the barony of Conalde.²—Garret FitzPhilip.—Garret Sutton.—Davy Ogan of Ladiston.—Edmonnde Mysett.

For the half barony of Kilcullyn : The lorde of Baltinglas and his substitutes.

For the barony of Kilka : Walter Pepparde.—Richard Wall.—James fol. 126. FitzGarrett of Grange Mollen.—Morice Ohikye.

For the baronye of Norraghe and Rabane : The baron of Rabane.—Garret Wesley, of Blackhall.—Richarde Ewstace of Tullaghgarry.—William Keyn.

1560.

For the barony of Offally : Sir Morice Fitz Thomas.—Raymonde Oge.—Thomas Moyle.—Thomas Fitz Edmonnde.

For the barony of Clean :¹ Edward Fitz James.—Garet Baron.—James Fitz Garret, of Donnowre.—Olyver Ogan.²

[XCVIII.]—By the lorde liewtenaunt :

fol. 127.

Trustie and welbeloved we grete you well : And wheare for the service of the quenes highness we have thought good at this present to entertayne three hundreth sparrs of her majesties galloglasses under your conducte for one quarter of a yere : we lett you witt that we have directed our severall mandates unto Obyrne and unto Omoloy and unto the capitaynes of the Analy to furnyshe you of your bonaght for the same accordingly, the which mandates you shall receyve herewith to be delyvered unto them, and therefore will and chardge you and every of you to assemble and prepare your saide nombre of sparrs of galloglasses and with all expedicion receyve your saide bonaght appointed and furthwith be with them in redynes to her majesties service as you shall from us have comandement. Herof se you fail not in any wise.

Yeven at Rossegarlande, the xxiith of July, 1560.

To Alexandre McTirrelaughe, Tirrelaughe McDonyll, Callonghe McTirrelaughe, and the rest of the capitaynes of the quenes majesties galloglasses, and to every of them.³

fol. 128.

[XCIX.]—Per dominum locumtenentem regni Hiberniæ :

Dilecti, salutem : Quandoquidem expedire censuimus turmas aliquot ex galloglassiis cum suis capitaneis sub stipendiis et militia reginæ dominiæ nostræ in presens tempus habendas, quodque vestri muneris est bonagium exhibere centum ac viginti sparris galloglassiorum ad servitium suæ majestatis in unum anni quarterium quottannis : vobis ergo ex parte suæ majestatis serio injungendo mandamus, ut expedite bonagium parari et exhiberi curetis capitaneis eorumdem galloglassiorum suæ majestatis seu istarum litterarum latori pro centum ac viginti sparris galloglassiorum sub eorum ductu pro anni quarterio, dimidium vero ejusdem bonagii in victualibus, prout de more assuetum est.

Atque istuc facere nullatenus omitatis seu differatis vel excusetis, sicuti officii vestri erga majestatem suam memores estis ; ac de alias respondendo cavetis.

Data sub signeto suæ majestatis e Rosgarlande, xxii^o die Julii, anno regni majestatis suæ secundo [1560].

Dilectis nostris Ofarrall Bane et Ofarrall Boye, ac ceteris capitaneis de Aneley.

fol. 128b.

[C.]—The generall hosting northwarde againste Shane O'Neill, set furth by the most honorable erle of Sussex, lord liewtenant generall of the realme of Irelande, the xiith day of September, 1560, and contynue[yng] for xxx daies :

A note of the mandates or scedules directed to the sessoures of the baronyes particularly :

Countie of Dublin :

Out of the barony of Balrothery : for the lord liewtenteant, 5 cartes ; Mr. Tresorer, 3 cartes ; Richarde Fingles, of Kilsalhan, Patricke Fingles, of Waspelton, Barthillmew Bathe, of Lanndeston, 1 cart ; Robert

¹ Clane.² Fol. 126b. is blank.³ Fol. 127b. is blank.

Preston of Balmaden, Crewse of the Nall, Patricke Tallon, of Weston, 1 cart, = 10 cartes.

1560.

Dublin :

Out of the barony of Cowlloke : for the lord liewtenant, 6 cartes ; the lorde of Howthe, 1 carte ; William Talbott, of Malahide, Taillour of Feltrym ; Nicholas Stokes of Swordes, 1 carte, = 8 cartes.

Out of the barony of Castellknocke : for the lorde liewtenant, 5 cartes ; Barthilmewe Dillon, of Kepoke, Thomas Belyn, of Stradbalye, 1 carte. The barony of Rathdowne : Thomas Fitzwilliams of Merrión, Roger Fingles of Portreston, 1 carte, = 7 cartes.

Out of the barony of Newcastle : for Mr. Treasurer, 3 cartes ; the master of thordenance, 3 cartes ; Marcus Barnewell, Walter Golding of the Graung, Justice Talbot, one carte ; tharchebushope of Dublin, Talbot, of Belgarde,¹ Barnewell of Dronmaghe, 2 cartes, = 9 cartes.

Out of the Barony of Rathdowne : for the quenes majesties secretary, in money, 1 carte.

Marche cariage :

fol. 129.

Out of the crosse of countie of Dublin : for the lord liewtenant, 4 cartes ; the master of thordenance, 6 cartes, = 10 cartes.

Parte of the marches of the countie of Dublin : For the Welchmens countree and the Archebolds, 12 horsemen, 16 kerne ; for the Birnes, 12 horsemen, 24 kerne ; for the Towles,—waste.

Countie Methe :

Owte of the barony of Duleke : for Mr. Tresurer, 3 cartes ; capitain Warren, 3 cartes ; the viscount Gormanston, sir Geralde Aylmer, Talbot of Dardeston, 2 cartes ; Caddell of the Nall, Birt of Tullock, Hamlyn of Smytheston, 1 carte ; the baron of Skryne, Tancered of Castelltowne, 1 carte, = 10 cartes.

Owte of the barony of Slane : for capten Warren, 3 cartes ; Sarswell of Sarswelleston, Bathe, of Colpe, Netterfilde of Douthe, 1 carte ; Barnewell of Stacallan, Barnewell of Roweston, 1 carte, = 5 cartes.

Owte of the barony of Skryne : for Mr. Marshall, 3 cartes ; James Barnewell of Bremor, Christopher Barnewell of Gracediew, John Travers, of Ballyky, 1 carte ; Thomas Fitz Symons, of Curduff, Matthew Beg, of Boranston, William Coran of the Corraghe, one carte ; The lorde of Kylline, with the rising out of the Plonkettes, besides their marche carriage, 2 cartes ; sir Christofer Chevers, Pentney of Carbraughe, 1 carte ; Bathe of Raffecke, Kent of Danyston, Golding of Pierston, 1 cart, = 9 cartes.

Owt of the barony of the Navan : for Mr. Marshall, 4 cartes ; Cusake of Gerradistowne, Thomas Dillon, of Riverston, 1 carte ; the lorde of Trymbleston, the justice Dillon, Barnabe Skurloke, 2 cartes ; the baron of the Novan ; Michell Cusake, 1 carte ; Richarde Kilbride, Evers of Retayne, Mysset of Laskartan, 1 carte ; the portref of the Navan, the portref of Tryme, 1 carte, = 10 cartes.

fol. 129b.

Out of the barony of Katothe and countie of Dublin : for Mr. Agarde 2 cartes ; Caddell of Caddelston, Aymery Howth of Kellester, Thomas Wycombe of Drynan, Foster of Killieghe, 1 carte ; sir John Travers, knight, Birforde of Kilrowe, 1 carte ; Symon Barnewell, of Kilbrew, Talbot, of Robartestowne, Barnaby Evers, for Delahides lands, Wesley, of the Blackhall, 1 carte = 5 cartes.

¹ [Belgarde] Belgrade, MS.

1560.

Out of the barony of Dece: for captein Maners, 3 cartes; captein Audley, 4 cartes; the baron of Galtrym, James Dowdall, 1 carte, = 8 cartes.

Out of the barony of Moyfenraghe: captein Girton and 20 of sir Henry Radcliffes men, 4 cartes,

Out of the barony of Lune: for Mr. Marshall, 2 cartes; capten Cuffe, 2 cartes; sir Francis Harbart, Lenche [of] Donnower,¹ Rocheforde of Kerranston, the portreffe of Athboye, 2 cartes, = 7 cartes.

Out of the barony of Kenles: for the quenes secretary, 1 carte; capitain Warren, 1 carte; capitain Maners, 1 carte; capitain Cuffe, 1 carte; sir Thomas Barnewall, James Arverde, 1 carte, = 5 cartes.

Out of the barony of Mergallen: for the quenes secretarye, 1 carte; capitain Audley, 1 carte; Mathew King, 1 carte; Thomas Fleming, of Stephenston; White of Clongell, 1 carte; Veldon of Raffyn, the soveraigne of Kenles, Hill, of Alenston, 1 carte, = 5 cartes.

fol. 130.

Out of the barony of Dunboyne, and countie of Dublin: for Mr. Agarde, 1 carte; baron Bathe, baron White, Blakeney, of Saucerstowne, 1 carte; Hollywodde, of Tartayne, Patrike Russell, of Seton, Barthilmew Russell, 1 carte, = 3 cartes.

Out of the half barony of Fowre: Mr. Agarde, in money, 1 carte; the quenes secretary, in money, 1 carte, = 2 cartes.

Marche cariage: Flemynng, of Sydden, with the kerne of the Polles; Mape, of Maperathe; Drake, of Rathodd; James Betaught, of Moy-naltie; Led wiche, of Kokeston.

Cartes to sarve this journey in Methe: fredomes allowed:

Out of the barony of the Novan, cartes 10; out of the barony of Dece, cartes 8; out of Moyfenraghe, cartes 4; out of Dulyke, cartes 10; out of the barony of Donboyn, cartes 3; out of the barony of Ratothe, cartes 5; out of the barony of Skryne, cartes 9; out of the barony of Mergallen, cartes 5; out of the barony of Slane, cartes 5; out of the barony of Kenles, cartes 5; out of the barony of Lune, cartes 6; out of the half barony of Fowre, cartes 2,—summa, cartes 72.

In Dublin:

Out of the barony of Balrothry, cartes 10; out of the barony of Cowlloke, cartes 8; out of the barony of Castellknocke, cartes 7; out of the barony of Newcastle, cartes 10; out of the crosse of the countie of Dublin, cartes 10; out of the barony of Rathdowne, marche cariage and 1 in money,—summa: cartes 46.

In Louth:

Out of the barony of Ferrarde, cartes 4; the barony of Ardye, the barony of Louth, the barony of Dundalke and Cowley,—cessed for cartes in one hundreth poundes.²

In Kildare:

fol. 130b.

Out of the barony of Sawte, cartes $6\frac{1}{2}$; out of the barony of the Naas, cartes $7\frac{1}{2}$; out of the barony of Carbrye, cartes 4; out of the barony of Outer Inne, cartes $3\frac{1}{2}$; out of the barony of Okethye, cartes 2; out of the barony of Connall, cartes 3; out of the barony of Kileullen, cartes $1\frac{1}{2}$; out of the baronyes of Kilca and Mone, cartes 3; out of the barony of the Norraghe, cartes 2; out of the barony of Rebau, cartes 2; out of

¹ MS. indistinct. See pp. 15, 92.

² In margin: "Videlicet, the hire of 25 cartes for 30 dayes, but they sholde answer for 39 cartes and a thirde parte of a carte, after the rate of 118 plowlandes in those baronyes conteyned." MS. damaged.

the barony of Offalley, cartes $3\frac{1}{2}$; out of the barony of Clane, cartes 3; summa: cartes $42\frac{1}{2}$.

In Westmethe are nine baronyes and are not chardged with cartes but pay money when there is no rising out of the countrey:

Summa of all the cartes are $167\frac{1}{2}$.

The rising out of the countie of Dublin and cariage appointed for the same:

Out of the barony of Balrothery:

James Barnewell, of Brymore, 2 men; Christofer Barnewell, of Gracediew, 4 men, = 6 men; out of the barony of Skryne, 1 carte ex com. Methe; Richarde Finglas, of Kilsalhan, 1 man; in person, Patricke Finglas, of Waspelston, and 1 man; Bartilemew Bathe, of Lawndeston, 1 man; out of the barony of Balrothery, 1 carte, = 4 men; Robert Preston, of Balmadin, 2 men; in person, Crewse of the Nall, and 2 men; Patricke Tallon, of the Weston, 1 man; out of the barony of Balrothery, 1 carte, = 5 men; John Travers, of Ballykee, 2 men; Thomas Fitz Symonde of Curduf, 2 men; Mathew Begg, of Borranston, 1 man; William Coran, of the Corraghe, 1 man, = 6 men; out of the barony of Skryne, 1 carte ex com. Methe.

Out of the barony of Cowloke:

In person, the lorde of Howthe, 3 men; out of the barony of Cowloke, 1 carte, = 4 men; in person, Talbot of Malahide and 2 men; Tailor, of Swerdes, 1 man; Nycholas Stokes, of Swordes, 1 man; out of the barony of Cowloke, 1 carte, = 5 men; baron Bathe, 3 men; baron White, 2 men; Blackeney of Sawcerston, 1 man, = 6 men. fol. 131.

Out of the barony of Donboyne:

1 carte ex com. Methe; Holywood, of Terteyn, 2 men; Patricke Russell, of Seton, 2 men; in person, Barthilmewe Russell, = 5 men; Caddell, of Cadelstown, 1 man; Amory Hoth, of Killester, 1 man; in person, Thomas Wycombe, of Drynan; Foster, of Killieghe, 1 man, = 4 men; out of the barony of Ratothe, one carte ex com. Methe; in person, Marcus Barnewall; in person, Walter Golding of the Graunge:

Out of the barony of Newcastle:

The justice Talbot, 1 man, = 3 men; out of the barony of Newcastle, one carte; tharchebisshop of Dublin, 8 men; in person, Talbot of Belgarde and 1 man; Barnewall of Dromnaghe, 1 man, = 11 men; out of the barony of Newcastle, 2 cartes.

Out of the barony of Castleknocke:

Barthilmew Dillon, of Kepocke, 3 men; in person, Thomas Beling, of Stradbally and 1 man, = 5 men; out of the barony of Castleknocke, 1 carte; in person, Roger Finglas, of Portreston and 1 man; out of the barony of Rathedowne, in person, Thomas FitzWilliams, of Merion, and 1 man, = 4 men; out of the barony of Castleknocke, 1 carte; sir John Trayers, 4 men; out of the barony of Ratothe, in person, Birforde of Kilrowe, = 5 men; out of the barony of Ratothe, 1 carte, ex com. Methe.

The rising owte of the countie of Methe and cariage appointed for the same:

1560.

Out of the barony of Duleke, [etc.] :

fol. 131b.

The viscount of Gormanston, 8 men ; sir Geralde Aylmer, 2 men ; Talbot, of Dardiston, 2 men, = 12 men ; out of the barony of Duleke, 2 cartes ; in person, Caddell of the Nall and 1 man ; in person, Birte of Tullocke and 1 man ; Hamlin, of Smithston, 1 man, = 5 men ; out of the barony of Duleke, 1 carte ; Sarswell, of Sarswelston, 1 man ; in person, Bathe of Colpe ; out of the barony of Slane, in person, Neterville of Douth and 1 man, = 5 men ; out of the barony of Slane, 1 carte ; in person, Barnwall, of Stacallan, and 2 men ; Barnewall, of Roweston, 2 men, = 5 men ; out of the barony of Slane, 1 carte ; Flemyng, of Siddan, with the kerne of the Polles marche cariage out of the barony of Skryne ; in person, the lorde of Killen with the rising out of the Plunkettes beside the marche cariage ; out of the barony of Skryne, 2 cartes ; in person, the baron of Skryne and 3 men ; in person, Tankarde, of Castletown, = 5 men ; out of the barony of Duleke, 1 carte ; in person, sir Christofer Chevers and 3 men ; Pentney, of Cabfaghe, 1 man, = 5 men ; out of the barony of Skryne, 1 carte ; in person, Bathe of Raffecke and 1 man ; Kent, of Davyston, 2 men ; Golding, of Pierston, 1 man, = 5 men ; out of the barony of Skryne, 1 carte ; in person, Cusake of Gerrardston and 1 man ; Thomas Dillon, of Ryverston, 3 men, = 5 men ; out of the barony of the Novan, 1 carte.

Out of the barony of the Novan :

fol. 132.

The lord of Trymlestone, 8 men ; the justice Dillon, 2 men ; Barnaby Scurloke, 2 men, = 12 men ; out of the barony of the Novan, 2 cartes ; in person, the baron of the Novan and 2 men ; in person, Michaell Cusake and 1 man, = 5 men ; out of the barony of the Novan, 1 carte ; Richarde, of Kilbryde, 4 men ; Evers of Retayne, 1 man ; Myssett, of Lascartan, 1 man, = 6 men ; out of the barony of the Novan, 1 carte ; the portref of the Novan, 3 men ; the portref of Trym, 3 men, = 6 men ; out of the barony of the Novan, 1 carte.

Out of the barony of Ratothe :

Symonnde Barnewell, of Kilbrew, 1 man ; Talbot of Robertston, 1 man ; Barnabe Evers, for Delahides landes, 1 man ; in person, Wesley of the Blackehall and one man, = 6 men ; out of the barony of Ratothe, 1 carte.

Out of the baronyes of Dece and Moyfenraghe :

In person, the baron of Galtrym and 3 men ; James Dowdall, 1 man, = 5 men ; out of the barony of Dece, 1 carte.

Out of the barony of Lune :

Sir Frauncis Herbert, 2 men ; Lence of Donnore, 1 man ; in person, Rocheforde of Kerranston, the portref of Athboye, out of the barony of Lune, 2 cartes.

Out of the barony of Kenles :

Sir Thomas Barnewell, 3 horsmen ; James Arverde, 2 horsmen, = 5 horsmen ; out of the barony of Kenles, 1 carte ; Mape, of Maperathe, 1 horsman ; in person, Drake, of Rathhodde, and 1 horsman ; in person, James Betaghe, of Moynalte, and 3 horsmen ; Ledwiche, of Cokeston, 1 horsman = 8 horsmen. Out of the marche cariage to have their carriage.

Out of the barony of Mergallen :

1560.

Thomas Fleming, of Stephinston, 3 horsmen ; White, of Clongell, 2 horsmen, = 5 horsmen ; out of the barony of Mergallen, 1 carte ; Veldon, of Raffin, 2 horsmen ; the suffrey of Kenles, 2 men ; Hill, of Allenston, 1 man, = 2 horsmen, 3 fotemen. Out of the barony of Mergallen, 1 carte.

Here is no mention of the baron of Slane and all the rest of the Plunkettes that are appointed to tary at home but are referred to use at your lordeshippes pleasures.

The citie of Dublin, for 60 men :

Out of the barony of Sawte, $6\frac{1}{2}$ cartes ; out of the barony of Carbrye, 4 cartes. Item : $10\frac{1}{2}$ cartes.

The towne of Drogheda, for 40 men :

Out of the barony of Ferrarde, 4 cartes.

The lorde lieutenant, 20 cartes :

Out of the barony of Balrotherye, 5 cartes ; out of the barony of Cowloke, 6 cartes ; out of Castleknocke, 5 cartes ; out of the crosse of Dublin, 4 cartes.

Mr. Thesaurer, 9 cartes :

Out of the barony of Balrothery, 3 cartes ; out of the barony of Newcastle, 3 cartes ; out of the barony of Duleke, 3 cartes.

Mr. Marshall, 9 cartes :

Out of the barony of Skryne, 3 cartes ; out of the barony of the Novan, 4 cartes ; out of the barony of Lune, 2 cartes.

Master of thordynaunce, 9 cartes :

Out of the crosse of Dublin, 6 cartes ; out of the barony of Newcastle, 3 cartes.

Mr. Agarde, 4 cartes :

fol. 133.

Out of the barony of Ratothe, 2 cartes ; out of Dunboyne, 1 carte ; out of the half barony of Fower in money for 1 carte.

Captain Waren, 7 cartes :

Out of Slane, 3 cartes ; out of Duleke, 3 cartes ; out of Kenles, 1 carte.

Captain Girton, the quenes secretary, and 20 of sir Henry Radcliffes men :

Out of the barony of Moyefenraghe, 4 cartes ; out of the barony of Sawte, in money for $\frac{1}{2}$ carte.

Captain Maners :

Out of Dece, 3 cartes ; out of Kenles, 1 carte.

Captain Cuffe :

Out of Kenles, 2 cartes ; out of Lune, 2 cartes.

1560.

Captain Audley :

Out of the barony of Dece, 4 cartes ; out of Mergalien, 1 carte.

Mr. Secretary and his men :

Out of the barony of Mergallen, 1 carte ; oute of the baronye of Rathedowne, 1 carte in money ; out of Kenles baronye, 1 carte ; oute of the barony of Fowre, 1 carte.

Mathew King :

Out of Mergallen, 1 carte.

The cesse of Uriell remayneth at your lordshippes pleasur and the cesse of Westmeth and the marche cariage among the Birnes, Toolles, etc.

Note that there remayneth one carte in the Newecastell unlymytted.

fol. 134.

[CI].—At Waterforde, the firste of Auguste, 1560 :

T. Sussex.—Where it appeareth to us, the lorde lieutenannt and counsaill, that a greate number of billes, causes and complaints exhibited unto us and remytted by us to the ordre and determynacion of dyvers persons, rest by the negligence of them to whom the bills causes and complaintes be remytted utterly undetermynd so as the parties complying without obteynnyng of justice remayne still greved :

It is by us, the lorde lieutenannt the nobiltie and counsaill, now assembled, agreed, ordered and concluded, that whensoever any bill, cause or complaynte shall be by us remytted to the hearing and determynacion of any person or persons, that the saide person or persons to whom suche bill cause or complaynte shalbe remytted shall, with suche convenient expedition at he or they maye, call before him or them the parties in the saide bill or complainte expressed and upon just examynacion of the matter shall take an upright and directe ordre, according to justice, whereupon he or they so by us authorised shall directe his or their letteres to the sherife of the countie or other the queenes majesties officer or officeres to whom in that case it shall appertayne to see justice mynistered and executed, according to the ordre by him or them so taken the copie whereof signed with his or their handes he or they shall sende to the saide sherife or other the quenes officer for his better instructing of that he shall have to doe.

fol. 134b.

And if any person or persons to whom any suche cause or complaynte shall be by us remytted, shall negligently or wilfully deferre or delaye the juste ordering of the matter therin conteyned and to sende his or their letteres with the coppie of his or their ordre to the sherife or other officer for the execution of the same, that then he or they who shall negligently or wilfully deferre or delaye the parties of justice in sorte above saide, shall upon due profe thereof before the lorde lieutenannt and counsaill forfeite to the quenes majestie the juste value of, somuche as the partie greved shall by due ordre recover against the partie upon whom he shall complayne of all suche thinges as in the bill of complaynte so remytted were declared.

Provided that if he or they to whom any suche bill cause or complaynte shalbe remytted shall with convenient expedition advertise us of a juste cause why he or they cannot well ende that matter whereby he may appoint the determynacion thereof to some other that then he shall not be within the compasse of this oure ordre.

fol. 135.

And if any sherife or other officer who shall receive any suche lettere and coppie of ordre from any suche person or persons to whom any

suche bill cause or complaint shalbe by us remytted shall negligently or wilfully deferre or delaye the juste execution of justice according to the ordre prescribed to him that then he shall forfait to the quenes majestie upon juste profe thereof the juste value of the thing expressed in thordre.

1560.

Provided that if the sherifes or other officer be not of habilitie to put the same in execution that then he shall demaunde ayde of the chief person dwelling in that countie, and if the saide chiefe person shall refuse to ayde him, then the sherife to be discharged of all forfeiting and the chief person so refusing to gyve ayde to incurre the penaltie appointed to the sherife.

And for the better encouragemente of such as shall travaill therein it is ordered that the lorde lieutennt and counsaill shall in all remyttalles where they think the partie or parties to whom the bill, cause or complainnt shalbe remytted worthie to have any recompence for their travaill, appoint what recompence the partie greved shall geve to them for their travaill.

H. Dublin, cance.—G. Kyldare.—Thomas Ormonde, Ossory.—Roland Baltynglas.—John Caroghmore.—Edmonde Dunboyn—Gerot Desmound.—G. Stanley.—W. Fitzwylliams.—Conor Thomonde.—Henry Radecliff.—John Parker.—Jaques Wingfeld.—Thomas Cusake.—John Chaloner.—Francis Agarde.¹

[CII.]—Orders² taken by the lorde lieutenannt and counsaill fol. 136. betwene the lorde Power and the gentilmen and freholders of the Powerne countrey, at Waterforde, the firste of Auguste, 1560 :

T. Sussex.—Upon complaynt and mocions on either partie exhibited and brought before us by the lorde Power, capitain of the Powerne countrey; in the countie of Waterforde, and the gentilmen and freholders of that parte of the saide countie adjoyning to the citie of Waterforde, we, the lord liewtennaunt and the rest of the nobilitie and counsaill of this realme whose names are herunto subscribed, do ordeyne and adwarde articularly as ensuying :

[1.] Imprimis: Whereas there was heretofore certain orders by us made decreed and adwarded betwene the saide lorde Power and the saide gentilmen and freholders at Waterforde, the xxviiith day of Novembre, 1558, we do eftsones by thiese presentes ratifie and confirme all and singuler the saide orders to stande in full force and effecte.

[2.] Item: Whereas it hath been complayned that the saide lorde Power over and above thexpences of theight horsemen and twelve kerne by our aforesaide ordre allowed unto him upon the saide countrey hath dyverse tymes synce surchardged and burthened the same with superfluous and extraordinary numbres of the companyes of the erle of Desmonde, the erle of Ormondes, the erle of Kildares and others cessed at his owne pleasure without thassentes or witting of the saide freholders and gentilmen, we do ordeyn that the saide lorde Power hensfurthe upon all suche occasions and upon all the chardges to be put upon the countrey for any causes shall geve warnyng to all the freholders of the countrey in the parishe churches where they dwell upon the Sondag before at what place and howre they shall assemble for that purpose.

And if the necessitie of the case require more speede, then he shall geve warnyng thereof by the seriauntes at the mansion or chiefe howse of every suche frehokler or gentilman within the saide countrey, and so fol. 136b.

¹ Fol. 156b. is blank.

² In margin: "Copia."

1560.

order to be taken by the consent of the countrey for the indifferent bearing of those chardges when the same is occasioned by especial lettere or comyssion for any cause touching the quenes service and when the comyng of any of them shalbe for their owne causes or pleasure then noon of the countrey to be chardged ne cessed with them but suche as be contented and geve their assent therunto.

[3.] Item : Whereas it hath been further complayned that the saide lord Power, over and above thepences of the saide eight horsmen and twelve kerne, taketh capitynes meate on them, whiche was not spoken of in the saide orders, it is by us nowe further for a more playne interpretacion of that article declared and ordeyned that the bushop of Waterforde and the sherife of the countie of Waterforde shall with thassent of the freholders cause the saide eight horsmen and twelve kerne to be indifferently cessed upon the whole countrey the seventhe of Auguste, and that the saide lorde Power shall be accompted for one of those eight horsmen, and at all suche tymes as he shalbe occasioned to goo abrode or travail for thapprehending of malefactoures or for any other especiall or urgent service of the quenes majestie he may and shall take capitynes meate and otherwise not :

And neverthesse we do will his lordeshippe so to use and moderate the same as under collour of fayned service when there is noo cause he seeke not to oppresse the quenes majesties subjects there with capitynes meate, being to his chardge comytted to be rather maynteyned and depended then impoverished and oppressed ; and that at suche tymes as he shalbe occasioned to take capitynes meate he do not bring any other trayne with him then is hereby to him allowed and this to contynue till further ordre be taken.

fol. 137.

[4.]—Item : Whereas it hath been complayned that for all beoffes and corne cessed and taken upon the saide countie for the furniture of the quenes majesties garrisons and fortes no payment hath been made to the countrey for the same, notwithstanding the saide lorde Power hath receyved full payment of the quenes majestie for the same, we do ordeyne that touching all suche mattieres past as to come the money paid or hereafter to be paid for the same from the quenes majestie to thands of the lorde Power shalbe paid unto the countrey in the presence of the bushoppe of Waterforde and the sherife of the saide countie for the tyme being, whom we will and authorise by theise presentes to call upon the same and to see it doon.

[5.] Item : Wheare it is complayned that galloglasses have been cessed and charged upon the countrey by the lorde Power and some of the gentilmen of the same countrey at their will and discretion unnecessarily and not for any respecte of service to be doon to the quenes majestie, we do ordeyn and appointe that hencefourthe the saide countrey be not chardged with any galloglasses nor with any other impositions other then is or shalbe appointed under thandewriting of the lorde lieutenant or governour of this realme for the tyme being :

And whereas also it hath been particularly complayned by Peter Aylwarde, one of the freholders of the said shire, that wheare his chief howse in the said countie called Feathelyke, was wonte to have been cessed of auncient tyme but only after the rate of one plowelande and a haulf for the bearing of whatsoever cesses, claymyng the same in that sorte by an auncient fredome, and that sence the same by the lorde Power and his seriauntes hath been cessed and chardged after the rate of two plowelande : we do referre the same to be ordered by the lorde busshop of Waterforde, the sherife and gentilmen of the countrey, the

fol. 137b.

seventhe of Auguste, and all suche lyke caces that hereafter happen to be examyned adjudged and ordered by the freholders of the country in open assembly.

1560.

[6.] Item: Wheare it is further complayned that the said lorde Power, according to the custome of mere Irishe menne, dothe at suche tymes as he goeth to Dublin taxe and cesse the saide gentilmen and inhabitantes at suche sommes of money for his expences as he thinketh good, we do ordeyne that he shall not taxe ne cesse any imposicions upon the saide countie other then he shalbe appointed by the lorde liewtennant or governour of this realme for the tyme beinge.

H. Dublin, cano.—G. Kyldare.—Rolande Baltinglas.—George Stanley.—Jacques Wingfelde.—Henry Radecliffe.—W. FitzWilliams.—John Plunket.—John Parker.—Francis Agard.—Robert Dillon.—Thomas Cusake.—John Chaloner.

Examyned and conferred with thoriginall therof, written in parchement and signed by the counsaillors afore named, the duplicacion whereof is entered in the regester booke of the courte of Waterforde.

[CIII.]—Orders¹ for the cessing of the countie of Waterforde, fol. 138. taken by the lorde liewtennant and counsaill, at Waterforde, the firste of Auguste, 1560 :

T. Sussex.—Wheare it is complayned by the lorde Power and the rest of the gentilmen of that country that all cesses imposed upon the countie of Waterforde be for the most parte [w]holye levied upon the Powerne country, and that all distresses taken for the nonpayment of the cesses have been taken upon the saide country, whearby they be muche impoverished :

We do ordeyn therefore that as well all cesses imposed upon the saide countie of Waterforde this last ycare passed as also that hereafter shalbe at any tyme by us imposed shalbe eqally cessed and divided upon the whole country by the consent of the bushop of Waterforde, the lorde Power, sir Morishe Fitz Garrett and the sherife of the countie, for the tyme being, and others the gentilmen and freholders of the saide countie so as every quarter may beare his juste porcion thereof : and for that it appeareth unto us that sir Morishe Fitz Garrett, contrary to his othe and our ordre taken herin the xxxviijth day of November, 1558, hath not aunswered the porcion allotted to be borne upon the diocess for the saide laste yere, we ordre that the saide sir Morishe shall remayne in the maiors custody till he have seen restitution made to the lorde Power of so muche thereof as was allotted to his porcion and for his defaulte was paid by the saide lorde Power and gentlemen of the Powerne country or elles untill he hath put in sufficient suretie therefore unto the saide maior :

And for the like imposicions cessed upon the saide whole countie for thother yere before this last yere passed, forsomuch as the saide sir Morishe Fitz Garrettes country lay that yere waste, we do ordre his country to be freed therof for that yere, and all the saide sesse and imposition for that yere levied or imposed on the saide countie of Waterforde shalbe eqally borne upon the rest of all the same country to be differently sessed and divided upon the same by the saide lord bushop of Waterforde, the lord Power, the sherife of the saide countie, and others the gentilmen and freholders of the saide residue of that countie.

¹ In margin : "Copia."

1560.

And if there be any other in the countrey that have not paid his parte, we auctorise the lorde Power and the sherife for the tyme being to take a sufficient distresse for the payment thereof and the same to deteyne till they have receyved payment for so muche as shall come to his parte, whiche they shall see repaid to suche as hath already made payment to the quenes majestie of the premysses, of their doing wherin they shall advertise us with expedicion.

fol. 139.

Item : For the more indifferent censing of every quarter, we do ordre that the bushop of Waterforde, the lorde Power, sir Morish FitzGarrett, and the sherife of the countie, the seventhe day of this moneth, at a place to them thought fitt, shall assemble the freholders of the whole countie, at whiche tyme they shall appoint for every quarter two sufficient cessours who shall from tyme to tyme sesse equall upon the quarteres to them appointed suche porcion of the sesse as shalbe allotted to the quarter under their sessing by thappointment of the saide bushop, lorde Power, sir Morishe and the sherife, at whiche tyme the porcions shalbe also allotted to every quarter for paymente of the sesses imposed upon the whole countrie thiese two yeres passed, as aforesaid.¹

fol. 140.

[CIV.]—Orders² taken by the lorde liewtennaunt and counsaill, betwene the erles of Ormonde and Desmounde, at Waterforde, the firste day of Auguste, 1560 :

T. Sussex.—Firste althoughe for thunlawfull assemblies made of late by eche of the saide erles it were convenient that either of them shulde be at the least grevously punnyshed by long imprisonment and great fynes, yet considering their humble submyssion with repentaunce of their mysorders and promyse never tattempte the lyke hereafter :

It is ordered by us, the lorde liewtennante and counsaill, that thoffences of the saide erles therein comytted shalbe to every of them for this tyme remytted and forgiven, chardging neverthelesse either of them to take hede how they attempte the like hereafter, as they will advoide the extremite of the daungiers that by the lawes of the realme doth thereunto bilonge.

Item : In correction and punnyshment of their breaches of the former ordres, it is ordered and adwarded that eche of the saide erles shall paye and delyver two hundreth kyen at Laughlyn before the xxth of Seiptembre nexte, to come towards her majesties buylding in Leyse, as a knowlege for their breaches of orders, which we advise them tattempte no more hereafter least we be therupon forced to cause them pay the whole forfeitures.

fol. 140b.

Item : For thobserving of her majesties peace from hensfurthe by eche of the saide erles, their men, folowers and servautes, it is ordered that eche of the saide erles shall delyver unto the undernamed commyssioners, to be by them brought and delyvered unto the lorde liewtennaunt, for to remayne pledges at his pleasure and appointmente, during suche tyme as to him and the rest of the counsaill shalbe thought expedient, the persons here mentioned, that is to witt, John Butler, Piers Butler, and Edmunde Comyn of Toloncane for the erle of Ormonde; and John Fitz James of Desmounde, the white knight and John Browne for the erle of Desmounde.

Item : It is ordered that for a further assuraunce and bande for the saide observing of her majesties peace, eche of the saide erles shall acknowledge to stande bounde unto her majestie in two thowsanne

¹ Fol. 139b, is blank.² In margin : "Copia."

poundes, and for the payment of the same the mannor of Kylmanyn in the countie of Waterforde with Glanowhirie and all therto bilonging to be lyable of therle of Desmoundes syde, and the mannor of Blacke Castell in the countie of Methe, with all therto bilonging of the erle of Ormond's syde, and the same recognisaunce and bande uppon eche bihaulf to be in force till it be revocqued.

1560.

Item: It is ordered that eche of the said erles shall bring in and delyver unto thandes and ordre of the said commysioneres all such persones as be named in the severall billes subscribed with thandes of the saide erles, and that the saide erles shall from tyme to tyme delyver unto her majesties commysioners for the tyme being all suche their men as shalbe demaunded by any of her majesties commysioners and that for the observing and fullfilling of this article, eche of the saide erles dothe acknowledge to be bounde unto her majestie in a thowsaunde pounde.

Item: It is ordered that sir George Stanley, knight, marshall of her majesties armye, sir Thomas Cusake, knight, and John Parker, master fol. 141. of the rolles, shalbe her majesties commysioners, authorised to heare and determyne all causes presently in controversie betwene the saide erles for them, their men, folowers and servauntes; and the commysioners, to be at Clonmell for that purpose the fyftenthe day of this instant Auguste.

Item: It is ordered that eche of the saide erles shall acknowledge to be bounde unto her majestie in one thowsaunde poundes tabyde, fullfyll and perfourme both presently and from tyme to tyme all suche orders and adwarde as they the saide commysioners or any other commysioners hereafter shall adwarde upon the saide causes nowe in controversie or hereafter to be in controversie.

And further that the saide commysioners and all other commysioners hereafter shall at their discreation take pledges of the saide erles for the perfourmaunce of their saide orders and adwarde.

Item: The order taken betwene the saide erles at Waterforde, the xxith day of Novembre, 1558, is ratified and confirmed in all pointes, saving in suche as specifie any arbitrement or umpiershippe and those clauses to be voyde for that tharbitratoures and umpieres did not conclude.

For the full perfourmaunce of all whiche the premysses eche of the saide erles have not only subscribed thiese presentes but also are sworne upon the holy Evangelistes, by them corporally towched in the presence of us, the saide lorde lieuwtenaunt and counsaill, well and truly fol. 141b. to observe and performe the same and every parte and percell thereof.

H. Dublin, canc.—Thomas Ormonde and Ossorie.—G. Kyldare.—Rowlande Baltinglas.—Gerot Desmound.—Conor Thomonde.—Roland of Cass[el].—William Fitz Williams.—Edmunde Dunboyne.—Henry Radecliff.—George Stanley.—John Plunket.—Jaques Wingfeld.—Francis Agarde.—Robert Dillon.—John Parker.—John Chaloner.

Examyned and confirmd with the copie of thoriginall writtin in parchemente and signed by the counsaillours aforenamed and delyvered to the marshall at Waterforde.

30 Julii, 1560. Post meridiem.—Given in at Waterforde:

fol. 142.

The names of such persones of the erle of Desmoundes men whom the erle of Ormonde requireth to be furthcomyng to aunswere to hurtes commytted by them sethens the last submyssione and orders taken betwixte bothe the saide erles, the xxvth of Maye, 1560, hereafter ensueth:

Firste: John O Carwell alias Shane Etlea, proclamed traitor.

Piers Grace, with dyverse malefactours of his company.

1560.

Lysaghe McMoroughe Oconnor.

John Fitz Geralde, the erles brother.

Thomas Fitz Geralde, son to Morice Etotane.

McBrene Ogownaghe and his two sonnes.

Donalde Oge Mc Kighane in Tomonde.

Thomas Roo Fitz Geralde, brother to the erle.

William Bourke Fitz Edmund.

The White knight.

Shane McCrahes three sonnes, namely: Thomas, Teige and Dermode Downe.

There rest some other that be not yet named: Thomas Ormounde and Ossorie.

fol. 142b.

Given in at Waterforde, the 30 of July, 1560.—Post meridiem:

Thiese are the names of suche persons of Butlers countrey as have praid, spoiled and robbed the erle of Desmoundes countrey, as appeareth perticularly by a boke redy to be shewed of the day yere and facte thiese foure yeres past:

John Butler, the erles brother.—Walter Butler.—James Butler.—Piers Butler, the sherife.—James Tobyn.—Thomas Purcell, baron of Loughmoye.—William Burke Fitz Tybbode of Ballylogan.—John Butler, bastarde brother to the baron of Donboyn.—Tybbod McRie[hard] of the Grenan, and his three sonnes, William John and Davy, servauntes to the saide Tybbod.

William, Redmond and Tybbod, servauntes to the saide Tybbod

Mathewe [and] Donogh Hogan, sonnes to William Hogan, servauntes to Tybbode.

Richarde, Mathewe and Edmund, sonnes to William Nynaghe of the Grenan.

Hughe McThomas and Thomas Bakaghe O Hogan, servauntes to Tybbode, aforesaid.

Thomas Comen, servaunt to Piers Butler.

Shane McPiers Keaghe, servaunt to the sherife of Tipperary.

Shane McTeige gaynke, servaunt to the saide sheryfe.

Nevau Duff Mc e Taggarde.

Thomas Vale Fitz James.

ol. 143.

Thomas Leester, horsman, servaunt to therle of Ormounde.

John Dullarde, horsman, servaunt to the said erle.

Thomas Shortall, horsman, one of the said erles men.

Patricke Duffe Comerforde, horsman.

Thomas Comerton, son to the sherife.

Richarde Comerforde of Killogho [h]is son.

James¹ Fitz John Grace, capitain of the erles gonners.

John Glasse McTeige McShane and his brother.

The two sonnes of William Purcell of Ballycormoke.

Philippe O Dwere, capitain of his countrey.

These persones afore mencioned are the chief and ringleaders of suche injuries as was doon and commytted upon the erle of Desmounde, beside their baude, retynnue, and dyverse other persones whose names are not presently remembered.—Gerot Desmounde.

fol. 143b.

[CV].—By the Lorde liewtennaunt and counsaill, xxv^{to} Julii, 1560:

Forasmuche² as it standeth with reason and equitie that sesses and impositious chardged upon any countie or countrey should be indifferently

¹ In margin: "My lord of Upper Osserie to bring him furthe."

² In margin: "Vacat."

and eqally layed and borne throughoute the whole countie or countrey among them all: and that it is complayned unto us by the lorde Power and other the gentilmen and freholders of that parte of the countie of Waterforde neere and aboute the cite of Waterforde that in all sesses appointed to be levied and taken up in the countie of Waterforde for the fortes or elleswheare the burden and chardge therof hath wholly rested upon them withoute imparting of the same upon any other parte of the saide shire, to thier greate over chardge and detrymente.

1560.

It is therefore nowe ordered by us, the lorde liewtennante and the rest of the quenes majesties counsaill of this realme, whose names are under this ordre subscribed that all and whatsoever sesses or impositions concerning the quenes majesties affaires or service chardged or sessed upon the countie of Waterforde shalbe indifferently sessed levied and borne equally thoroughte out and upon all the whole countie of Waterforde by the reverende fater in God the bushop of Waterforde, the lord Power, sir Morice Fitzgarrett and the sherife of the saide countie for the tyme being, whom we authorise by vertue herof to call before them from tyme to tyme for that affaire the gentlemen and freholders of the said countie and with their advice and consentes to lay and chardge the said sissors indifferently upon the whole countie of Waterforde and therein from tyme to tyme to use suche ordre and meane for the levieng thereof by pledge, distresse and otherwise as the use and custome of the said countie with equitie will beare.

Even under her majesties signet, at Waterforde, the xxvth of Julye, 1560.

[CVI.]—By the lorde liewtennante and counsaill: ¹

fol. 144.

T. Sussex.—Trustie and right welbiloved we greete you well, and whereas at our laste being at Waterforde the tyme served us not for to determyne the sutes and complaintes whiche were there exhibited unto us, we sende unto you herewith bounde togedther suche of the saide billes as were not by us there determyned: Willing and requiring you to see justice mynistrd unto the parties so compendiously as you may in that bihault and of your doing therin to certifye us in due tyme.

Even at Rosse, the thirde of Auguste, 1560.

To our trustie and right well biloved the lorde bushop of Waterford; the lord Power, sir Morishe Fitz Garret, knight, the maiour of the cite of Waterforde, for the tyme being, and the sherife of the countie of Waterforde, for the tyme being, and to any two of them, of whom the said bushop or maiour to be alwayes one.

The like letters to the seneschall, justices and sherifo of the countie of Weixforde. The lyke letters to the commyssioners at Clonmel and Lymeryke; and the lyke letteres to therle of Ormounde, at one instante.

[CVII.]—By the lorde liewtennant and counsaill,² at Dublin, fol. 144b. the xxvth of January, 1560[–61]:

T. Sussex.—Where there hathe been complaynt exhibited before us, the lorde lieutenant and counsaill that there is muche money due as well to the inhabitants of the counties of Methe, Dublin, Kildare, Westmethe and Lowthe for cesses of corne appointed for the furniture of the fortes the foure yeres last paste, as also to dyverse Irishemen for beves cessed for the like cause, notwithstanding that the quenes majestie

¹ In margin: "Cop'ia."

² See entry on fol. 163b., p. 113.

1560. hatlie delyvered money out of her treasurye to the victuallers appointed for the paymente and receipte thereof sufficient for the payment of the whole, saving certain sommes of money that be due unto them upon their accompte for the last yere only.

It is therefore ordered and agreed by us, the lorde lieutennant and counsaill, that as well for the true payment of the countrie as also for the better and more spedy delyvering of the cesse appointed for this yere there shalbe present paymente made to the victuallers not only of all suche sommes of money as be due unto them upon their accompte for the laste yere but also that there shalbe delyvered to the victuallers so muche money out of her majesties treasure as shall pay presently for the proporcion of corne and bieffes cessed for the furniture of the fortes for this yere as be conteyned only in a bill rated by the quenes majesties auditor of this realme and subscribed with his hande whiche some of money shalbe delyvered by the victuallers in forme folowing, videlicet :

The victualler appointed to receyve the corne of Methe shall, upon the xxixth of this present January, delyver in the presence of sir George Stanley, justice Dillon,¹ and sir Thomas Cusake, to the severall cessours of every barony within that countie so muche money as shalbe due to the inhabitants of that barony for the sesse for this yere, at whiche tyme the forenamed commissioners shall gyve strait com-maundemete to the cessours that the whole proporcion of corne be brought to the place appointed by the xth of February next.

The victualler appointed for Westmethe shall do the lyke at Molyngar, the first of February, before the said sir George Stanleye, sir Thomas Terrell, and sir Richarde Tute.

The victualler appointed for Lowthe shall do the lyke at Ardie, the firste day of Februarye, before the lorde of Lowthe, sir James Garlande and captain Warren.

fol. 145b. The victualler appointed for Dublin shall do the lyke the xxix of Januarye at Dublin, before justice Plunket, baron Bathe, and Frauncis Agarde.

The victualler appointed for the countie of Kildare shall do the lyke at the Nasse the first of Februarye, before the viscounte of Baltin-glas, sir John Allen, sir Morishe Fitz Thomas, and Ewstace of Castell Marten.

All which commyssioners before rehersed shall straitely chardge all the cessours to see the proporcion of corne brought to the places appointed by the xth of Februarye, at whiche daies the forsaide victuallers shall also make paymente to the countie of all things they can demaunde of them :

And if the foresaide commissioners shall perceyve the whole countie shall not those daies repaire fully to demaunde the payment, then they shall by proclamacion appointe another day within fyve daies after, where the victualler shalbe and not departe till the counties by the judgement of the commissioners shalbe fully paied and shall also cause every cessour to make lyke proclamacion within every barony that the people may have perfitte knowledge of the place and tyme of their repaire for the paymente.

And touching bieffes cessed upon the Irishemen, the victuallers appointed to receyve them shall make payment to the capteins of the countres at the daies before rehersed, and if it shall appere to the saide commyssioners that there be any other victuallers nowe dischargded, that do owe any thing to the country for the forsaide fowre yeres, that then they shall by their letteres commaunde them to be at the places and daies

¹ Dillon] Dillonde, MS.

appointed and shall not suffer them to departe till they shall have fully satisfied and paid [all] that can be justly demaunded of them.

1560.

H. Dublin, cano.—Christofor Donsene.—Cristofor Howthe.—George Stanley.—Jo. Plunket.—T. Lokwod, dean.—John Parker.—Robert Dyllon.—James Bathe.—John Alen.—Francis Agarde.—Jaques Wingfeld.¹

[CVIII. 1.]—Thomas Sussex, comes, vicecomes Fitz Wauteres, fol. 149. dominus de Egremounde et Burnell, prenobilis ordinis garterii miles, omnium pencionariorum et generosorum illustrissime principis ac domine Elizabeth, Dei gratia, Anglie, Francie et Hibernie regine, fidei defensoris, etc. et ad arma in regno Anglie capitaneus, capitalis justiciarius omnium forestarum, parcorum, warenarum et chacearum ipsius domine regine citra Trentam, ac generalis locumtenentis dicte domine regine dicti regni sui Hibernie, ceterique sue majestatis in eodem regno a consilio, universis et singulis presentes litteras nostras visuris vel quorum intererit salutem :

In veritatis ac rei perpetuam memoriam certificamus quod quum circa mensem Decembris, anno Domini millesimo quingentesimo quinquagesimo nono, quedam navis nuncupata the Turtelldove de Purmaren in Sellandia, cujus gubernator et patronus Petrus Clarsson de Purmaren predicto tunc extitit, economus, vero seu dispensator, scriba vel bursarius, Jacobus Jacobson, alias Skutes, factor vero pro Alvero de Abrigo, Hispanici mercatoris in Antwerpia degentis, ac oneratoris ejusdem navis, Diego Diavus, onusta mercibus Hispania fol. 149b. versus Antwerpiam ex Hispania vi tempestatis adacta, in vadosum littus de Fidderthe, provincie seu comitatus Wexfordie predicti regni Hibernie, adeo periclitabatur ut iidem gubernator et patronus, bursarius et factor, sponte sua, pepigerunt cum Alexandro,¹ Fernensi episcopo, Davide Power, Petro Purcell et Patricio Browne, ejusdem littoris accolis et generosis, quatenus eorum auxilio et presidio quantum navis predicta bonorumque et apparatus ejusdem necnon mercium et bonorum omnium et quorumcunque in eadem navi onusto, recolligi et salvari quiverat omnium eorundem terciam partem dicti quatuor accole prenominati ipsismet ad usum suum proprium retinerent et haberent quiete et solute ab omni posteriori vendicione seu clameo cujuscunque cujus interesse vel referre poterit :

Itaque nave, bonis ac mercibus predictis (quam maxime fieri potuit) illorum ope et summa diligentia ad sinum reductis et salvis, tertiaque parte omnium eorundem ipsis in mercedem ejusdem auxilii secundum pacta retenta et habita :

Tandem supervenientibus Johanne Furlong de Horetone, generoso, Johanne Archer et Georgio Conwey, mercatoribus oppidi de Rosse, habitaque tractacione cum prenominati patrono et gubernatore, bursario et factore de empione reliquarum duarum partium navis apparatus, bonorum ac mercium predictorum universorum, vendiderunt illi ea fol. 150. omnia et singula dictis Johanni Furlong, Johanni Archer, et Georgio Conwey (anteriori illo pacto excepto) pro summa centum et sexaginta librarum sterling², quarum centum quinquaginta libre secundum singulorum ejusdem pacti juxta ratum monete Anglicane persolverentur eis vicesimo die mensis Decembris predicti decemque libre pre manibus in moneta sterling² regni Hibernie, quod si solucio predictarum centum et quinquaginta librarum sterling² monete Anglicane in promisso die

¹ Ff. 146b., 147, and 148 are blank.

² Alexander Devereux, bishop of Ferns.

1560.

non soluta fuisset, quod tunc dicti emptores roborarent securitatem dicte solucions ejusdem summe duplici pignore vasorum argenteorum in sequestracione virorum indifferentium donec persolveretur summa predicta :

Persolverentque interim expensas predictorum vendencium suorumque consortum prout per singraphum inde confectum et manibus tam predictorum vendentium quam etiam predictorum emptorum subsignatum et a nobis visis perlectum et examinatum, presentibus eisdem partibus, pro certo stetit.

fol. 150b.

Sed quum postea predictus Alverus de Abrigo graviter ad majestatem predictæ domine nostre regina querelatus est quasi de injuria premissorum quoad se, vendicans ad se spectare proprietatem omnium mercimoniorum in navi predicta onustorum nec quoad vendicionem, eorundem, quemvis vendentium vel donantium preminatorum, aliquod potestatis seu juris habuisse, atque idcirco litteras ex Anglia a sue majestatis consiliariis, jussu sue excellentie, obtinuit nobis, predicto locumtenenti sue majestatis in Hibernia, directas, gerentes datum septimo die Junii, anno 1560, mandantes quatenus querelam dicti mercatoris in eisdem litteris transmissam, adverteremus, ceterasque que in causa illa ad equum et jus spectarent satagere curaremus :

fol. 151.

Quibusquidem litteris per dictum Jacobum Skute ad nos prolatis circa vicesimum diem ultimi mensis Julii, illico auditis allegationibus suis, quas nomine predicti mercatoris Hispani vel ejus factoris procurator exposuit adversus emptores supradictos, mandata summonitionis direximus, ipsisque comparentibus per aliquot dies aures nostras attentas illorum interlitigationibus prebuimus, visoque et perpenso singrapho supradicto predictos emptores seu reos ad eorum causam honestandam prolato, contraque ad illorum instanciam, percunctati actorem seu procuratorem predictum qua auctoritate fretus causam predictum mercatoris Hispani prosequeretur et an valeret et sufficeret cuncta que in judicio seu terminacione litis predictæ competere vice predicti mercatoris Hispani gerere et peragere, protulit quoad eam rem eorum nobis instrumentum quoddam manu et sigillo privato Francisci Winter, factoris, et procuratoris predicti mercatoris Hispani, sufficienter fulti, firmatum signoque Henrici Broke, unius scribarum publicorum civitatis Londini seu notarii publici, (ut semetipse scribit) testificatum et roboratum, cujus verum exemplar presentibus annexavimus.

Quumque ulterius super ea de lite judicialiter processuri eramus post dies aliquot dictus procurator sive actor presentibus ipsis adversariis seu reis coram nobis fassus est, nempe apud oppidum de Rosse, predictum, tercio die Augusti, anno Domini 1560, se nimirum fretum auctoritate predicta unacum consensu predicti Petri Clarson, patroni et gubernatoris navis predictæ actum demum fassi et profitentis, non solum navem predictam et apparatus ejusdem verum etiam quamplurimam portionem mercium in eadem navi onustorum suamet propria bona esse; de nova convenisse et pepigisse cum predictis Patricio Welshe, Georgio Conway et Michaele Archer sibi vendicanti interesse et jus predicti Johannis Archer, de vendicione et quieta clamacione omnium et singulorum premissorum ipsis de cetero et preterito imperpetuum pro summa centum et sexaginta librarum sterling' currentis monete Anglie solvendarum ante vicesimum diem presentis mensis Augusti deducend' ut inde percellas summas illas que antea persolute sunt. Necnon quod restituent et permittent predictis patrono et gubernatori, ab omni clameo seu vendicacione liberam et extricatum navem predictam prout in presens super littis predictum solo adumbit quodque quoad expensas dicti patroni ac gubernatoris, borsarii et consortium eorum, et

expensas et dampna predictorum mercatorum, utraque pars ab altera restaret exonerata et quieta.

1560.
fol. 151b.

Quodque dicti patronus et bursarius ex parte una (antequam receperunt navem predictam) predictique mercatores ex parte altera, utraque pars alteri, sufficienter exonerant et acquietant, signabunt, sigillabunt, et tradent, quodque utraque pars pro observatione et perimptione premissorum se obligat alteri in ducentis libris sterlingorum currentis monete Anglie levandis et exigendis de bonis partis transgredientis ut merum et verum debitum parti observanti. Quibus omnibus et singulis non solum in scripto ita confecto et manibus utriusque partis subsignato in presentia nostra ostenso et perlecto verum etiam ejusdem scripti verbis per utramque partem coram nobis ore confessis requiruntibusque publicum sibi instrumentum inde confici prioraque omnia scripta et causarum actionis quoad omnia et quecunque premissorum in presentia nostra abrumpi et deleri.

Nos, ad eorum omnium requisicionem, dicta hec in scriptum hoc publicum redigi jussimus, ac non tantum ad scriptionem signorum nostrorum qui presentibus interfuimus, nostro scripta hec firmavimus, sed insuper sigillo illustrissime regine domine nostre quoad causas publicas actorum consilii suis majestatis utimur, in majorem fidem et testimonium omnium et singulorum premissorum roboravimus.

fol. 152.

Data in villa de Rosse predicta, in regno Hibernie, tercio die Augusti, anno Domini millesimo quingentesimo sexagesimo, et anni regni predictae illustrissime regine, domine nostre, secundo [1560].

[CVIII. 2.]—Universis et singulis Christi fidelibus ad quos presentes littere pervenerint Franciscus de Winter, mercator de Antwerpia, London commorans, salutem in Domino sempiterna: Cum honorabilis vir, Alberus de Brien, mercator Hispanus, in Antwerpia residens, sponte omnibus modo, via, jure, causa et forma quibus potuit melioribus fecit ac solemniter ordinavit et decrevit me, prefatum Franciscum de Winter et Adrianum de Grote in Hibernia residentem, conjunctim et quemlibet nostrum in solido actores, factores ac nuncios generales et speciales, ita tamen quod generalitas specialitati non deroget, ad vicem et nomine dicti Alberi et pro eo petendi, exigendi, recuperandi, habendi et recipiendi ab omnibus et singulis persona et personis commune societate, collegiis et universitatibus quibus intererit tradere, consignare et restituere, tenebuntur, omnes et singulas illas merces, res, bonaque que nuper salvata et recuperata fuerint Waterfordie in Hibernia ex nave nuncupata Turtur, cui prefuit magister seu patronus Petrus Incolai ex Purmerenda Hollandie que ibi naufragio periit aut per ventum eorumdem. Et de hiisque habuero recipero et recuperavero acquietanciam sive scedulas, exoneraciones una seu plures, dandas et concedendas cum pacto solempni et valido rem semel habitam amplius non petendam. Et super quibuscunque dubiis, differentiis et difficultatibus motis et movendis quomodolibet cum ipsis occupatoribus dictorum bonorum aut aliis quibuscunque concordandis, paciscendis, transigendis et compromittendis in arbitris, arbitratores et amiables compositores semel et pluries, ac quotiens mihi, dicto Francisco et Adriano de Grote predicto et alteri nostrum ac coram quibuscunque iudicibus et justiciis ecclesiasticis et secularibus ejusmodi qualitatibus existunt experiri et comparandi unum seu plures alios procuratores cum simili aut limitata potestate substituendos cumque sive eos revocandos et insuper omnia alia facienda que causarum merita postulant et requirunt usque ad realem executionem ac demum generaliter seu specialiter in premissis et que inde dependerint omnia et singula alia facienda, dicenda, procuranda et administranda que

fol. 152b.

fol. 153.

1560.

dictus Alberus faceret seu facere posset dum omnibus et singulis premissis presens personaliter interesset et negocium exigeret presentiam personalem aut mandatum specialius presente prout per instrumentum procuratorum desuper confectum, gerens datum apud Antwerpiam vicesimo tercio mensis Februarii ultimi preteriti, ac stipulatum coram perito viro Antonio Amala, notario publico, cui habeatur relatio, plenius liquet et apparet, vigore, virtute et auctoritate cujusquidem procurationis: Noveritis me, prefatum Franciscum de Winter fecisse, ordinasse, constituisse et in loco meo substituisse dilectos mihi in Christo Inegum de Baldaram, Franciscum de Baldaram de Hispania et Jacobum Escute de Pomaren in Hollandia, scrivanum navis, conjunctim et divisim ac quemlibet eorum per se et in solido meos veros, certos, legitimos et indubitatos procuratores et substitutos ad predictas merces, bona et mercimonia petendum, exigendum, levandum recuperandum et recipiendum ac detentores inde et quemlibet eorum si necesse fuerit arrestandum, attachiandum, imprisonandum et extra prisonam deliberandos ac coram quibuscunque dominis iudicibus et justicie ministris comparendos agendos petendos et respondendos, generaliterque omnia alia et singula in et circa premissa requisita et oportuna facienda, agenda, dicenda, procuranda, solicitanda, et perficienda que egomet facere possem sive deberem si presens et personaliter interesssem. Ratum et gratum habentem et habiturum totum et quicquid dicti mei attornati sive substituti fecerint, et eorum aliquis fecerit, in premissis per presentes.

fol. 153b.

In cujus rei testimonium presentibus sigillum meum opposui. Data duodecimo die Junii, 1560, anno regni serenissime domine nostre Elizabeth, Dei gratia Anglie, Francie et Hibernie regine, fidei defensoris, etc. secundo [1560].—H. Broke.—Per me, Franciscum Winter.—Sigillavit, subscripsit et deliberavit in presentia predicti notarii publici.

[Letter to Shane O'Neill.]

fol. 154.

[CXIX. 1.]—Per dominum locumtenentem consiliariosque regios:

Accepimus literas tuas ex xvi^{to} hujus mensis, quibus et nostras tibi traditas fuisse intelleximus. Nostris autem diem tibi indiximus, videlicet, xx. hujus mensis, quo ad nos ad Drogheda venias ut ibi de tuis rebus quid statuerat regia majestas significare possimus. Ad quas respondes te certas petitiones misisse ad regiam majestatem et inter alia quaesivisse ut sua majestas tibi mitteret protectionem perpetuam pro te tuisque ut non liceret nobis vel alicui alii gubernatori vel locumtenenti hujus regni te tuosve arestare aut detinere pro aliquibus actionibus quoties ad nos accederes, sed solo modo tenere pignora tua in rebus mobilibus et quod regine majestas ad te scripsit commisisse se determinationem et concessionem tuarum petitionum nobis, ideoque hortaris nos ut scribamus tibi qualiter agemus tecum quantum ad illam perpetuam protectionem antequam accedas ad nos ut desideramus, et quas ex aliis petitionibus concessuri sumus et quas negabimus igitur litterarum tuarum intentionem quoad predicta considerantes hiis prout se res habet respondere duximus: regiam celsitudinem nobis quidem in mandatis dedisse ut prius cum te ipso presente tractaremus non minus quoad protectionem illam perpetuam tibi tuisque concedendum quam quoad ceteras omnes illas petitiones tuas perticulatim et articulatim deinde quid in omnibus aut singulis illis annuerit aut velit sua majestas tibimet coram et presenti responderemus. Proinde aliter quoad illorum quidquam nisi te presente neque resolvere neque respondere commissionem ullam habemus.

Hortamur ergo te, ut beneplacitis et resolutionibus sue majestatis excipiendis, prout decet, te expedias ut adsis nobiscum apud Drogheda xxx. die hujus mensis Augusti, ubi te in tempus illud expectamus : 1560.

Quod si quidvis hesitas aut dubitas de quærelis ullis corporis tui fol. 154b.
libertatem veniendi vel redeundi illo dumtaxat tempore impetentibus, nos ea in parte protectionem tibi concessuri sumus sub scriptis et auctoritate nostris sufficientibus que tibi venienti ad Carik Bradaghe occurrent et tradentur xxviii hujus mensis quatenus tollatur circa hujuscemodi cautiones omnis occasio timendi aut excusandi, quominus te in omnibus geras bonum atque humilem sue majestatis subditum secundum spem illam bonam quam sua majestas de te concepit.

Et quantum attinet ad illas injurias unde nobis conquæris de Oregaly, quandoquidem ipse Oregaly erga majestatem dominæ reginæ omnesque suos ligeos se bonum subditum et ligeum exhibet, profiteturque ac firmiter promisit in omnibus se sisti et staturum ordini et judicio nostro de restitutione et satisfactione super quibuscunque injuriarum quærelis tum tibi tum aliis : ideoque illum sub majestatis suæ protectione et justitia vim pati indignum fore concessimus.

Itaque te serio hortamur ut violenter ulciscendi omnem ansam et occasionem abjicias, referasque nostro judicio causas illarum quærelarum tuarum terminandas et componendas quum tute presens nobis aderis, ubi eundem Oregaly tum quoque coram nobis adesse jubebimus, non dubitans quin in omnibus tibi justiciam exhibebimus :

De illo vero quod scribis te Scotorum quandam numerum recipisse ac retinere, admiramur certe presertim cum tam serio et data fide professus es ac promiseris in contrarium, cujus rei tandem memorem admonitum optamus, ut dismissis Scotis illis omnes occasiones suspicionis exuas et deleas, exemplumque illud boni et bene animati subditi prestare ne omiseris.

Atque ita te valere volumus. E Drogheda, xx^o Augusti, 1560.

[CIX. 2.]—Per dominum locumtenentem consiliariosque regios :¹ fol. 155.

Omnibus ad quos præsentis litere pervenerint salutem :—Sciatis quod quum Johannem Oneyll, primogenitum comitis Tironie, ad nos accedere et coram nobis adesse apud Drogheda, xxx^o die hujus mensis Augusti, volumus ac jussimus, ideoque dictum Johannem Oneyll libere atque absque ulla impetitione, impedimento seu molestacione accedere et recedere concedentes ac volentes eundem Johannem omnesque suos homines et sequaces itineris sui predicti comites et necessarios in protectionem et tutelam nostram pro hac vice et itinere suo predicto suscipimus, dantes ipsi et dictis suis hominibus comitibus et necessariis libertatem et liberam facultatem, potestatem et veniam huc ad Droghedam predictam in diem predictam accedendi presentes esse, et ad suos consuetos lares redeundi absque ulla ligcorum subditorum domine regine molestacione, arrestacione, remoracione, impetitione seu impedimento.

In cujus rei testimonium hiis præsentibus nomina nostra adscriptimus. Data e Drogheda, xx^o Augusti, 1560.²

[CX.]—At Drogheda, the xxth of Auguste, 1560 :

fol. 156.

T. Sussex.—It is condescended concluded and [a]greed by us, the lorde hiewtenant, the lordes spirituall and temporall of the realme and the rest

¹ In margin : "The copie of the protection graunted to Shane Oneyll, delyvered to the lorde of Louth to be geven to the said Shane if he come to Caricke Bradaghe at the day lymtyed."

² Fol. 155b. is blank.

1560.

of the quenes majesties counsaill of the same, whose names be hereunto subscribed, assembled at Drogheda, the day and yere above written, in thabscence and bihaull of the rest of the nobilitie and counsaill of the same being presently absent by excuse, and employed in her highnes affaires elliswheare, that for sundry earnest respectes and considerations tending to the furtheraunce of her majesties service, there shalbe a generall hosting proclaimed by writt, according to thauncient custome, for thirty dayes after the rate of three plowe lande to a carte.

The same to meete at suche place and tyme as shalbe upon eight dayes warnynge by proclamacion from us, the lorde liewtennaunt, ordered and appointed.

H. Dublin, cano.—G. Kyldare.—Christofer Donsene.—P. Barnewall, lord of T[rinletiston].—Alex. Darensis.¹—W. Fytzwylliams.—John Plunket.—Robert Dyllon.—John Travers.—Jacques Wingfeld.—Thomas Lokwod, dean.—Fraunces Harbart.—Francis Garder.—John Chaloner.

[CXI.]—At Drogheda,² the xxith of Auguste, 1560 :

The lorde liewtennaunt and counsaill at this present considering that the quenes majesties fortes and other her hieghnes holdes and garrisons are disfurnished of necessarie provision, chiefly wheate and other grayne, for their present relief, the tyme being nowe moost propice to put order for provision of the same, do will and straitely chardge that no grayne be bought and carryed conveyed or sent out of any countie within the Englishe Pale, in whiche the same is at this present growing or remayning, untill her majesties saide fortes holdes and garrisons be fully and sufficiently in that behaulf purveyd and furnished, upon payne of the seysure and forfeacture of the same grayne so bought and carried, conveyed or sent, the one moytie to be to the quenes majesties use and thother unto the seysour himself :

Willing and straitely chardging and commaunding all and every her highnes officers mynisters and subjectes not only to have especiall eye and consideracion to the premysses, but also to be from tyme to tyme aiding and assisting to all those that shall put this our proclamacion in due execution. Not failing hereof as you and every of you do tendere your duties, the service of her majestie and the furtherance of the publique weale and will further answere for the contrary at your perill.

W. Fitzwilliams.—Jaques Wingfelde.—John Chaloner.

fol. 157b.

[CXII.]—At Drogheda, the xjth of September, 1560 :

T. Sussex.—Memorandum : We, the lorde lieutenant, the lordes and nobilitie of this realme with the rest of the quenes majesties counsaill, assembled at Drogheda, and considering as well the disfurniture of her hieghnes fortes in Leix and Offally and other her majesties holdes as also the tyme of the yere to be moost propice for the victuelling of the same, concluded upon a generall sessé as well of wheate and malte as bieffes, swyne and other provysion for the whole yere, the same to be levied in maner and fourme folowing, that it is to saye :

In the countie of Methe, one thowsaunde fortye-sixe peckes wheate and one thowsaunde eight hundredthe threschore sixtene peckes malte, whereof the thirde parte to be beare malte. The wheate and beare malte

¹ Alexander Craik, bishop of Kildare.

² In margin : "Copia."

at foure shillinges, sterling, the peeke and the ote malte at two shillinge eight pence, sterling, the peeke. 1560.

In the countie of Dublin: sixe hundrethe fouretene peckes wheate, and one thowsaunde eight peckes malte, after lyke rate, price and division as before.

In the countie of Kildare: sixe hundrethe, threschore peckes wheate, and seven hundreth foureschore peckes malte, after the like rate and division.

In the countie of Uriell¹: sixe hundreth tenne peckes wheate and eight hundreth three schore peckes malte, after lyke rate and division.

In the countie of Westmethie: three hundrethe thirty and nyne peckes fol. 158. wheate and fyue hundrethe tenne peckes malte, after the same.

The whole proportion to be brought in to the places by ———² next at the furthest, that is to saye, the corne of Methie to the towne of Trymme, the corne of Kildare to Athye. The corne of Uriell to Drougheda, the corne of the countie of Dublin to the towne of the Nasse, and the corne of Westmethie to suche places as by commyssion hereafter shalbe appointed.

And for the sesse of beofes and swyne, to be levied in Irishe mennes countreyes and upon parte of the shires west warde, there are letteres to be writtin:

To ORailly for biefes two hundrethe and one hundreth swyne.

To the Annally: one hundreth beofes and fyfthe swyne.

To Magoghegane: fyfthe beofes and twenty and fyve swyne.

To Macoughlane: thirty beofes and fyftene swyne.

To OKelly: threschore beofes and thirty swyne.

The Birnes: one hundreth beofes, and fyfty swyne.

The Toles of Omaily: twenty beofes and tenne swyne.

The countie of Catherlaughe: one hundreth and forty biefe and twenty swyne.

Upper Ossorie: one hundrethe beofes and fyfthe swyne.

Ocarroll: one hundreth biefes, fyfty swyne.

The countie of Tipperarie: one hundreth beofes, fyfty swyne.

fol. 158b.

The countie of Waterforde: one hundreth beofes, fyfthe swyne.

Ferney: fyfty beofes twenty fyve swyne.

Hughe Oge of Dartrye: thirty beofes, fyftene swyne.

The Kellyes beyonde the Sucke: threschore beofes, thirty swyne.

McMahones countrey: one hundreth kyne, fyfthe swyne.

The bief at twelve shilling sterling and the porke at two shillings eight pence sterling.

It is further concluded that in the countie of Weixforde there shalbe sessed fyve hundreth peckes otes at twenty pence, sterling, the peeke:

In the county of Kilkenny two hundreth peckes otes, at twenty pence sterling the peeke, the saide otes to be delyvered as followeth that is to saye: They of Weixforde at the towne of Weixforde, those of Kilkenny at the towne of Kilkenny.

And further, it is ordered that the saide corne shalbe delyvered at two severall tymes in equal porcions, that is to saye, the fyrste parte on this syde ———³ next, the secunde and laste parte before ———⁴.

And that the corne of the counties of Methie and Westmethie shalbe after the measure and peeke of Trymme, Dublin, and Kildare according the peeke of Dublin and Lowthe after the measure of Drogheda, and for fol. 159. the otes of Kylkenny according the measure of Kilkenny, and those of Weixforde after the peeke of Weixford.

¹ Louth.

², ³, ⁴ Blank in MS.

1560.

H. Dublin, canc.—T. Louithe.—Roland Baltynglas.—Jenico vic. of G[ormanston].—W. Fitzwylliams.—Henry Radecliff.—Christofer Kyllen.—Jo. Plunket.—John Travers.—G. Gerrard.—Thomas Cusake.—John Parker.—Jaques Wingfeld.—James Bathe.—Francis Agarde.—John Chaloner.

Postscript: It is likewise ordered and assented unto by us, the saide lorde lieutenant and counsaill, that the said subjectes shall have allowance for the carriage of the saide corne to the fortes as ensueth: Kyldar countie for every pecke of those betwene the Liffye and the forte in Leix 6*d.* sterling; for every pecke in the rest of the countie of Kyldar to the forte in Leix 8*d.* sterling.

Countie of Dublin: For every pecke of the saide countie to the forte in Leix, excepte the barony of Balrothery, 10*d.*, sterling; for the barony of Balrothery, 12*d.*, sterling; to the forte in Leix. Countie of Methel, for every pecke of the barony of Donboyne and Ratothe to the forte in Leix, 10*d.* sterling, and all betwene Trymme and the forte in Offailley, 6*d.* sterling the pecke; betwene Slane and the forte of Offailley the pecke, 8*d.* sterling. And all beyonnde Slane to the forte 10*d.* sterling, for the pecke.

Postscript: Also we likewise will and chardge you to sesse on every plowe lande within the saide countie for the furniture of the howshoulde of the saide lorde lieutenant two peckes of wheate and three peckes of malte whereof the thirde parte to be beare malte, the same to be delyvered at suche place and tyme as ——. ¹

fol. 159*b*.

[CXIII.]—At Dublin, the xxviith of Septembre, 1560:

T. Sussex.—Whereas for dyvers consideracions it pleased the queenes majestie to sende over three hundreth souldiers unto the accrew of her highnes army and power in this realme, it is nowe thought meete and ordered by us the lorde lieutenant and counsaill, in consideration of an universall quietnes nowe in this realme, that her majestie be no further burdened with thentertainment of them so sone as they maye receyve their full pay and be transported into Englande.

G. Kyldare.—Jenico vic. of G[ormanston].—P. Barnewall, lord of Trimletiston.—Roland Baltynglas.—Christofer Kyllen.—W. Fitzwylliams.—G. Stanley.—John Plunket.—John Travers.—James Bathe.—Thomas Cusake.—Jaques Wyngfeld.—Francis Agarde.—Humfre Warene.

fol. 160.

[CXIV.]—By the lorde lieutenant and counsaill at Dublin, the xxviith of September, 1560:

The forme of lettere ordered to be sent to the sessours of every barony within the Englishe Pale:

T. Sussex.—Sessours of the barony of ——²: Wheare complainte is made that the souldiours under the leading of ——³ be not so placed within that barony as they maye have lodging and victuelles convenient and fitt for them, and also that the same souldiours do missbehave themselfe and oppresse thinhabitants with dyverse exactions and extorciens, we will and commande you for redresse of the premysses to see these our orders to be strictly observed within all that barony as ensueth:

¹ MS. cut away.

^{2, 3} Blank in MS.

1560.

[1.] Firste: the souldiours to be placed upon good and hable husbandmen, where they may have suche lodging victuelles and necessities as shalbe fitt for them, videlicet, upon the fleshe daies, breade, drinke and fleshe; and upon the fishe daies, breade, drinke and fishe or white meates; and the rest of the towne to be contributorie thereto and not to suffre the hoste to agree with the souldiour for any money or lyke exaction for his lodging victuelles or other furniture whiche he ought to have but that he serve him of the same in suche sorte as is before declared. And upon any disordre in the premyses that ye see it your-selfe redressed yf ye maye and if ye cannot then to complayne to the capitain of that bande and the neixte justice of peace.

Item: That no woman, boye, dogge, ne horsse be sessed upon any hoste otherwise then for every horseman two horses and one boye.

[2.] Item: To allowe the souldiour for his horsemeat day and night only sixe sheafes of otes, double bande with hey and gley; and where there is no hay and gley, then twelve sheafes double bande for every horsse, day and night, and for every hackney eight sheafes double bande. And where there be noo sheafes made with double bande there tallowe them onlye the double of those sheafes for every horse and hackney.

And every sheafe of otes to be delyvered without stripping, beating or any other guyle, wherby there shalbe leaft any lesse corne in the sheafe then is brought out of the felde and layed in the reeke.

And if you, the sessours, shall suffre in that barony the breache of any of these our orders, or any enormitie or misbehaviour betwene thinhabitaunts of the barony and the soldiors there appointed to be placed, and do not forthwith see the same reformed or enforme and complayn therof to the capten and justice of peace, as aforesaide, and for lacke of redresse there, to sir George Stanley, knight, marshall of tharmy, and for lacke of redresse there to us, the lorde lieutenant and counsaill, then we will not only punnyshe you for the same your negligence and disobedience but also cause you to satisfye the partie grieved.

Wherefore see ye fail not in this behaulf in any wise as ye will aunswere for the contrary at your perill.

G. Kyldare.—Jenico, vic. of G[ormanston].—Christofor Kyllen.—Roland Baltynglas.—P. Barnewall, lord of T[r]imletiston.—W. Fitzwylliams.—George Stanley.—John Plunket.—John Travers.—Thomas Cusake.—James Bathe.—Jaques Wyngfeld.—Francis Agard.—Humfre Warene.

[CXV.]—At Dublin, the xxviith of Septembre, 1560:

fol. 161.

T. Sussex.—It is concluded and agreed by us, the lorde lieutenant and counsaill whose names be hereunto subscribed, that for certaine necessarie fortifications to be buylded in Leix and Offalley there shalbe sessed in the countie of Dublin two hundreth men and fyfte garrans with carres, in the countie of Methe cccc. men and c. garrans with carres, in the countie of Kildare cc. men and l. garrans with carres, and in the countie of Westmethe cc. men and l. garrans with carres to be at the Blacke forde and the forde in Offalley every of them with an axe, pikaxe, spade or shovell, furnished of xiiii daies victuelles for the daies here assigned as hereafter particularly ensueth, that is to witt:

Of the countie of Dublin two hundreth men and fyfte garrans with carres to be at the Blacke forde the xiiith day of the neixt Octobre.

Of the countie of Methe two hundreth men and fyfte garrans with carres.

1560.

And of the countie of Westmethe one hundrethe men and xxv garrans with carres to be at the forte in Offally the same xiiith day of Octobre.

fol. 161b.

And more of the saide countie of Methe two hundrethe men and yfthe garrans with carres.

And also of the saide countie of Westmeth one hundreth men and xxv^{ti} garrans with carres to be at the saide forte in Offalley the xxviiith of the saide Octobre, and of the countie of Kyldare two hundreth men and fyfthe garrans with carres to be at the Black forde aforesaide the same xxviiith of Octobre [1560].

G. Kyldare.—Jenico, vic. of G[ormanston].—Roland Baltynglas.—T. Darenensis.—Christofor Kyllen.—P. [Barnewall], lord of T[rimletiston].—W. Fytzwylliams.—George Stanley.—John Plunkett.—John Travers.—James Bathe.—Thomas Cusake.—Francis Agarde.—Jaques Wingfeld.—Patrike Whyte.—John Chaloner.

fol. 162.

[CXVL].—By the lorde liewtenant and counsell :¹

T. Sussex.—Where upon the fall of the base coyne in England there semethe to arise some doubt for paying and receyving within this realme of those kyndes of coyne and howe they shulde be currant here in this realme: It is for the decyding thereof thought fytt to us the lorde liewtenant and counsell to gyve notyce to all the quenes majesties subjectes by this our proclamacion that all those kyndes of base coyne be and ought to be currant within this realme of Irelande in suche sorte and at suche rates as heretofore by proclamacion was appointed: That is to say, every teston that was the fourth of October in the first yere of the quenes majesties raigne currant in Englande at six pence shulde be from hensforthe and so still be currant within this realme of Irelande for and at eightpence, sterling; and that all other the base coyne of Englande shulde from hensforthe and so still be currant within this realme after lyke value in suche sorte and forme as in the said proclamacion for the rating of those coyne is specified and declared.

fol. 162b.

Wherefore we straightly chardge and commande all the quenes majesties subjectes within this realme that no man presume to pay or receyve any kynde of those forsaid base coyne nowe proclaymed downe in Englande at other rates then by the said former proclamacion was appointed and in this is rehersed upon payne by the lawes in suche cases provided.

And for thadvoyding of the gredynes of sondry persons that wolde take occasion hereby to rayse and enhanse the prices of all thinges to the grete discomodyte of the [w]hole body of the realme, we will and commande all mayors, justices of the peace, bayliffes, shrieffes, constables and all other the quenes majesties officers that they according to ther vocacions and trust commytted to them be carefull and diligent as well in seing of the markettes furnyshed with all victailles and other thinges necessary as also to see that the same be solde at pryses reasonable that by the insatiable gredynes of a fewe the [w]hole comonwelthe of this realme be not hyndred.

Dated at Dublin, this xxixth of October, in the secounde yere of the quenes majesties most prosperous raigne [1560].

The true copy of this proclamacion for the contynuance of the base coyne of Englande to be currant here at viiid., sterling, le pece. Signed by the lorde liewtenant and counsell, videlicet:

¹ In margin: "A proclamacion upon the fall of the base coyne of Englande, declaring how those coyne should be valued here."

Hugh Dublin, canc., G. Kildare, Rowlande Baltinglasse, Christofer Houthe, W. Fitzwilliams, G. Stanley, H. Radeclif, J. Plunkett, R. Dillon, James Bathe, J. Wyngfield, T. Cusake, F. Agarde, Mr. Deane,¹ F. Harbarde, H. Warren, J. Challoner. 1560.

[CXVII.] By the lorde lieutenant and counsaill :

fol. 163.

T. Sussex.—We grete you well : And whereas upon sute made to the quenes majestie by Water Hope, it was her highnes pleasure that he shulde have in lease for terme of yeres certain parcelles of landes lying in Conaughta, bilonging to the howse of Kylmaynan, nowe annexed to her majesties crowne imperially, videlicet, the howse of Saint Johnes of Randone with thappurtenances; the parsonage of Ballanclare, the towne of Clowne Mackanyn, the personage of Kynneleghin, the personage of Kyltaraughta and Kilvekena, the howse of Saint Johns in Gallwaye, with all their appurtenances, in consideracion that he hath reveled and brought to light the saide landes heretofore concealed and not answered to her highnes or her progenitours :

We lett you witt that because presently we cannot take ordre for the survey therof we are contented and pleased that the saide Walter Hope shall have holde and enjoye the saide percelles of landes with their appurtenances with all profittes and commodities belonging to the same during our further pleasure for the which he shall answere rent to her majestie according to suche survey as shalbe made therof.

Wherefore we charge and commaunde as well all suche as be occupiers and inhabitors of the saide landes to permitt and suffre him quietly without any your lettes or impedimentes peasibly to enjoye the same; as also all other her highnes officers mynisters and loving subjectes to be aiding and assisting to put him in possession therof and to maynteyne him therein till our further pleasure be otherwise knowen. fol. 163b.

Yeven at Loughlin the xviiith of November, 1560.

H. Dublin, canc.—W. Fitzwilliams.—John Plunket.—James Bathe.—John Travers.—Thomas Lokwood, deen.—Frauncis Agarde.—John Chaloner.

To our verie good lorde the erle of Claricarde; Okelle, capitain of his countrey; the mayor of Galwaye, and all other her majesties officers, mynisteres and loving subjectes, to whom it shall apperteyne.²

[CXVIII.]—By the lorde lieutenant and counsaill at Dublin, the xxviith of Januarye, 1560[–61]: 1560–61. fol. 164.

T. Sussex.—It is concluded and agreed by us, the lorde lieutenant and counsaill, that Kedaghe and Calloughe, the sonnes of Rory Omore, in respecte that their late father of the countrey of Leix, was a man of faithfull and good service there to her majesties late brother and father and was a gentilman comyn of the best lynage of that countree: and to thende that they may be so provided for their relief as they be not occasioned by desperacion or necessitie to geve themselves to fall unto any evill waye that shulde not become them: They shalbe therefore

¹ Lockwood. See page 3.

² "Memorandum: That a proclamacion bearing date the twenty-fifth of Januarye, 1560[–61], for payment to be made by the victuallers to the countrey was by error of haste entred in the twentyeth leaf [fol. 144b], next before written and signed by the counsaill whiche shulde have comen in in the next leafe before the matter ensuyng."—See p. 101.

1560-61. allowed and paid out of such her majesties treasure as shall remayne in chardge of her majesties vice-treasurer and treasurer at the warres in this realme for the tyme being xx*li*. sterling money of Irelande by yere for every of them during the space of three yeres next ensuyng towards their exhibicion at the schole in her majesties universitie of Oxforde or elleswhere within the realme of Englande and the erle of Ormounde and sir Morice FitzThomas, knight, do stande bounde in recognisaunce to her majesties use in 500*li*. sterling, that they shall contynnue during the saide terme of three yeres within the saide realme of Englande, within whiche tyme meanes may be made unto her highnes for considering of them with some other convenient stay of lyving within the English Pale.

fol. 164*b*.

H. Dublin, canc.—Thomas Ormonde, Ossory.—Roland Baltynglas.—Christofor Donsene.—Crystofer Howth.—W. Fitzwylliams.—George Stanley.—John Plunket.—Robert Dyllon.—James Bathe.—Thomas Cusake.—Jaques Wingfeld.—T. Lokwod, deen.—John Chaloner.

fol. 165.

[CXIX.]—By the lorde liewtenant and counsaill :

T. Sussex.—We grete you hartely well : And wheare we be enformed that some disordre doth growe within that countie for that some evill disposed persones as well within the corporate townes as in the countrey do refuse to receyve the coignes of England at suche rates and values as they were proclaymed to be current within this realme in the first yere of the quenes majesties moost prosperous reigne, and so by virtue thereof still current here, and so muste and ought to be, untill suche tyme as her majestie shall by proclamacion publishe the contrary :

Althoughe we do not doutte but every of you do as ye ought to do [and] understande what your partes vocacions and offices be to do herin ; yet for the better advoiding of all dowttes and argumentes that by sedicious persones might be moved, we have thought fitt to require you and in her majesties name straitely to chardge and commaunde you, for that by her majesties letteres we have receyved suche commaundement, that ye do immediatly not only cause all maner of people of what degrees so ever they be to accepte, take and pay all coignes of Englande at suche rates and vallewes as they were proclaymed to be current within this realme by a proclamacion sett furthe in the first yere of her majesties reigne, but also yf ye fynde any disobedient or stoberne persones that shall refuse so to do that then ye cause them to be apprehended and punnyshed according the lawes and statutes of this realme in suche cases provided, and if any of you be ingnoraunt or dowtfull of the lawes and statutes of this realme that then ye advertise us of your doinge and deteyne them in prison till you shall receyve further ordre from us.

fol. 165*b*.

Dated at Dublin, the xxiiith of January 1560[61].

H. Dublin, canc.—Christopher Howth.—John Plunket.—James Bathe.—Robert Dillon.—John Allen.—T. Lokwod, deane.—Frauncis Herbart.—John Parker.—Frauncis Agarde.—John Chaloner.

fol. 166.

[CXX.]—By the lorde liewtenant and counsaill at Dublin, he xxiiith of January, 1560[61]:¹

T. Sussex.—Wheras it hath pleased the quenes moost excellent majestie, by her gracious letteres to gyve comaundementt to us, the lorde

¹ In margin : "A proclamation inhibiting the bringing of the base coines of England into this realme."

lieutenant and counsaill, not only to make diligent serche for all suche persones as shall convey any of the base coignes of Englande into this her realme, contrary to the proclamation in that bihaull sett furthe in Englande, and to see them straitely and severely punnyshed for their offences, but also, if occasion shulde serve, to advertise their doinges to her majestie, or to her honorable pryvie counsaill, wherby further inquisition might be made of suche persones and therby further punnyshement taken of them to the terrour of others.

Although it be not unknownen to the subjects of this realme that her majestie hath sett furthe proclamation in Englande, according the statutes of that realme, that every person that shall transporte any money out of that realme shalbe adjudged a felon, and that we also have geven ordre to all sercheours and other suche officers within this realme to make diligent serche of all suche offendours as shall bring into this realme any of the base coignes of Englande, yet some evill disposed persones daily do bring over secretly those kindes of coignes, contrary to the quenes majesties proclamation, the lawes of that realme and orders taken here by us, by her highnes speciall commaundement, we have thought fitt for the better meting with the lewd doinges of suche evill disposed persones and for the better execution of her majesties pleasure and straye commaundemente, to devyse suche remedies as may seeme to us moost likely either to avoide from hensfurthe further transportacion fol. 166b. of those base coignes out of that realme of England into this realme of Irelande or elles to cause to be returned into the realme of Englande suche portion of those base coignes as may appeare to us by any likelihood to have been brought into this realme synce the proclaymyng of them downe in England.

And considering that the quenes majestie did with all expedicion after the fall of those coignes in Englande sett furth a proclamation that all the testones rated at iiiij. ob. shulde be marked with a perculles¹ before the image of the king, wherby the moost parte of those coignes were marked with the one or the other marke.

Forsamuche as it appeareth manyfestly that all those base testomes within this realme bearing any suche marke were brought into this realme synce the fall of those coignes in Englande, contrary to the proclamacions in that bihaull sett furthe, contrary to the quenes majesties pleasure therin signified to us, and contrary to suche orders and comaundementes as thereupon were by us geven in this realme, we have thought fitt by this proclamation to auctorise every person within this realme, of what sorte soever he be, to stay and arreste the body of any person that shall offre to make paymente of any suche marked testone within this realme.

And further, we straitely chardge and comaunde all justices of peace, fol. 167. maiors, sheriffs, bailliffs and other officers of corporate townes not only to comytt to strait prison the bodies of any suche persones as they shalbe justly enformed shall make offre to pay any suche marked testone, but also to be themselves diligent and carefull in the serching owte and tryeing of the premysses and every parte thereof, and of your doinges to advertyse us, to thentente we maye see the parties offending punnyshed according their desertes.

H. Dublin, canc.—Cristopher Howthe.—John Plunket.—Thomas Lokwod, deane.—John Allen.—Robert Dillon.—James Bath.—John Parker.—Jacques Wingfeld.—Francis Agarde.—John Chaloner.

¹ Portcullis.

1560-61.
fol. 167b.

[CXXI.]—By the lorde liewtenant and counsaill at Dublin the
xxiii. of January, 1560 [-61]:¹

T. Sussex.—Wheare it is geven to understande to us, the lorde liewtenant and counsaill, that dyvers gredy and ill disposed persones within this realme do in the uttering of their wares victuailles and other kynde of thinges vendable indente and bargaine afore they make any price of suche thinges as they will sell what kynde of coignes they will receyve for payment, wherby they procure with their unsaciabie gayne, great disquiet and trouble to many of the good subjectes of this realme a greate disfurniture of all markettes and in effecte a commen and universall disordre :

We have thought fitt for redresse of suche enormyties as already do and hereafter might aryse by the covetuousnes of suche unbridled appetites, not only to geve ordre and commaundement in the quenes majesties name by this proclamacion that no man shall from hensfurth indent or bargayne, what kynde of coignes he will receyve for any kynde of thing that he shall sell within this realme ; but also to geve all her majesties true and loving subjectes to understande that if any gredy persones have heretofore, sithens the xx^{ti} of Octobre laste, at what tyme the knowlege of the fall of the coignes came to us, made sale of any thing, whatsoever, and have in his bargaine indented or agreed to receyve paymente in any speciaall coigne currant within this realme, then he who standethe bounde by any suche bargayne or agreement to make payment after any suche sorte, shall and may offre payment in any kynde of coigne currant within this realme, and that all justices of peace, maiours, sheriffes, bailiffes and all other the principall officers of any corporate towne shall and may force every man within their severall precinctes, lymyttes and rules to receyve payment in the sorte before specified.

fol. 168.

And if any man shall hereafter, contrary to this proclamacion, indent or bargaine what coigne he will be paied in for any thing that he shall sell, then the forsaide justices of peace, maior, sheriffes, bailiffes, and other officeres of corporate townes within their severall precinctes, lymyttes and rules shall not only force the partie so indenting and bargayning to receyve paymente in any kynde of coigne current within this realme, wherein the partie that shulde make the payment shall offre him paymente, but also shall commytt the partie so offending and indenting to pryson and therupon shall advertyse us, to thentent we may cause suche punnyshement to be geven to suche offenders as by the terror therof others may take example :

And like as we woulde be very sory that any of her majesties subjectes shulde incurre the daunger of suche punnyshement, so, considering the great disordre that may aryse by suche evill practyse, we earnestly require and in her majesties name straitely charge and commaunde all her majesties officers of truste, before reherced, to be according their place and vocacions diligent and carefull in the execution of the premysses.

H. Dublin.—T. Louth.—Christofer Donsane.—Christofer Howth.—George Stanley.—John Plunkett.—John Parker.—James Bathe.—T. Lokwod, deane.—John Allen.—Robert Dillon.—Jaques Wingfield.—Frauncis Agarde.

¹ In margin : " A proclamation for punishinge of merchants and suche others as have any thinge to sell that do indent and bargain before they make price of that which they would sell, what coyne they will receive for payment."

[CXXII.]—By the lorde liewtenant and counsaill :

1560-61.

fol. 168b.

T. Sussex.—We grete you hartely well: And wheare there is enformation geven to us, the lorde liewtenant and counsaill, that of late dyvers of the merchautes of this realme have in their bargayns with the merchaunt straungiers for wynes, iron, salte and other merchaunt dyse brought into this realme, covenanted and agreed to make the payment partly in wares and partly in money, wherby great sommes of money have of late come to thandes of dyvers merchantes straungiers repairing to this realme, and by them been secretly conveyed and transported oute of this realme, contrary to the lawes and statutes of this realme, to the greate diminishing of the quenes majesties coigne within this realme, we have thought fitt for redresse hereof not onely to sett furthe straite proclamation for diligent serche to be made within all portes in this realme that no money may be conveyed out of this realme, as by the same herewith sent to you to be proclaymed may better appeare. But also straitely to chardge and commaunde you to take ordre immediatly upon the receipt hereof that no merchaunt or other within your liberties and rules do make any payment of any sommes of money to any merchaunte straungier for any wares he shall buy of him before every suche merchaunt straungier shall have put in suerties sufficient before you to bestowe and disburse that somme whiche he shall so receyve in buyeing of other wares within the presincte of your liberties and rules, not forbidden by the lawes of this realme to be transported out of this realme. And if any merchaunt or other within your liberties and rule shall make any payment of any somme of money to any merchaunt straungier contrary to this our ordre, then we straitely chardge and commaunde you that immediatly upon the true knowledge thereof ye do seyse to the quenes majesties use all suche goodes as any suche merchaunt or other shall have bought of any suche merchaunte straungier and thereof advertise us or make certificate to the vice treasurer and barones of the eschequier in this realme, and like as for your well doinge herein ye shalbe rewarded with the moytie of that whiche thereby shall accrewe to her majestie so if we shall perceyve you to be negligent or remysse herin we shall see you to be punnyshed to the example of others :

fol. 169.

And if any merchaunt straungier after he shall have entered bande, as aforesaide, shall in not bestowing and disbursing the sommes of money by him receyved breake his bande, then we will that you make certification thereof to us or to the vice treasurer and barrons of the eschequier, to thentente the forfeiture may be levied to the quenes majesties use.

Dated at Dublin the xxvith of Januarye 1560[-61].

H. Dublin, canc.—Christopher Donsane.—T. Lowith.—Christopher Howth.—George Stanley.—Robert Dillon.—James Bath.—John Plunkett.—Jaques Wingfeld.—John Allen.—Frauncis Agarde.—T. Lokwood, deane.—John Chaloner.

[CXXIII.]—By the lorde liewtenant and counsaill :

fol. 169b.

T. Sussex.—Wheare there is informacion geven to us, the lorde liewtenant and counsaill, that of late tyme dyvers great sommes of money have been secretly conveyed and transported out of this realme, contrary to the lawes and statutes of this realme, and to the great diminishing of the quenes majesties coignes within this realme :

We have thought fitt for the redresse thereof to comaunde straitely, in the quenes majesties name, all serchours [and] other officers and

1560-61. subjectes whatsoever, within this realme of Irelande, to whom in case it shall appertayne, to be carefull and diligent in serching of all shippes that shalbe fraught out of this realme, to see whether there be any money laden in them; and if they shall fynde any money so laden in any shipp then to arreste the money and the parties that have laden the saide money, and to advertise us therof, that the parties offending may be punnyshed to the terror of others.

And for the rewarde of the partie travailling herin, he shall not only have that whiche by the lawes of this realme is due to him in suche cases, but also shall have at our handes any reasonable sute he can require whiche shall lye in us to graunt; and shall have our good favor in all other thinges that he can reasonably require to the better encouragement of him and all others in that and the lyke case.

fol. 170.

And if it fortune any merchaunt straungier evill disposed to incurre the daungier hereof we do not doubt but the other good and well disposed merchaunt straungiers repairing to this realme (wherof there be great numbres) will with their good contentacion beare with the juste punnyshement of suche offenders.

Yeven at Dublin, this xxvth of January, 1560[-61].

H. Dublin, cancell[arius].—Christofer Donsane.—T. Lowith.—Christofer Howth.—George Stanley.—John Plunket.—James Bathe.—Robert Dillon.—John Allen.—Jaques Wingfeld.—T. Lokwod, deane.—Humfre Warne.—Frauncis Garder.—John Chaloner.

fol. 170b.

[CXXIV.]—The true copie of the quenes majesties letteres sent for the admyssion of sir William FitzWilliams, knight, into the office of the lorde justice during the absence of the lorde lieutenant :

By the quene :

Elizabeth.—Right trustie and right welbeloved, and trusty and welbeloved we grete you well :

And whearas we have presently licenced our right trustie and right welbeloved cousyn therle of Sussex, lieutenant of that our realme of Irelande, to make his repaire hither unto us for the expedicion of certain his owne pryvate affaires, and have appointed our trustye and welbeloved sir William FitzWilliams, knight, our vice treasurer there, to be lorde justice of our saide realme during thabsence of our said lieutenant, we have thought good by thiese our letteres specially to require you that as you have bothe faithfully and lovingly geven your aydes and advises unto our saide lieutenant there for our service heretofore (for the whiche we geve you our hartie thanks) so you wilbe likewise aiding and assisting into our saide justice during thabsence of our saide lieutenant for thadmynistracion and execution of justice accordingly, and thiese our letteres shalbe your sufficient warrant in this bihaulf.

Yeven under our signet at our pallace of Westmynster, the ixth of Januarye, the thirde yere of our reigne [1560-61].

To our right trustie and right welbeloved, and to our trustie and welbeloved our counsaillors and states of our realme of Irelande.

fol. 171.

[CXXV.]—At Athboye, the xiith of March, 1560[-61] :

W. Fitzwylliams.—It is concluded and agreed by us, the lorde justice and counsell whose names be herunto subscribed, that for certain necessarie fortificacons, trenches and toughters to be bildid and made in Leix and Offalley ther shalbe cessed in the counties under-specified for one monthe as foloweth, videlicet :

In the countie of Dublin fiftie garrons with fiftie carres and their 1560-61. drivers or leaders, and also wages for two hondreth laborers after viii.*d.* sterling per diem the laborer ;

The lyke and asmoche in the countie of Kildare ;

The lyke and asmoche in the countie of Catherloughe ;

The lyke and asmoche in the countie of Lowthe ;

The lyke and asmoche in the countie of Westemethe ;

The lyke and asmoche in the countie of Wexforde and Fassaghe or Beyntree ;

And the doble of suche and somoche in the countie of Methe ;

All the premisses to be levied and sent by the severall cessors of every of the seid counties, unto capten Henry Cowlley and capten Francis Cosbye or to eyther of them as they or eyther of them shall by their or his handwriting require and appoynte the same. And the same to be executed with such earnest diligence as they ne eyther of them be in no-wise disappoynted therof at the tyme and place which they shall appoynte. fol. 171*b.*

Post scripta : The men appoynted for the driving or leading of the garrons and carrs aforseide are parcell of the nombres of the aforseide laborers.

H. Dublin, canc.—G. Kyldare.—Christoffor Kyllen.—Jenico, vic. of G[ormaston].—Christofor Donsany.—T. Louithe.—John Plunket.—Robert Dyllon.—James Bathe.—George Stanley.—John Parker.—Jaques Wingfeld.—Thomas Cusake.—Francis Harbart.—Francis Agarde.—John Chaloner.¹

[CXXVI.]—The true copie of the proclamacion for the fall of fol. 173. the coignes :

W. FitzWilliams. — The quenes most excellent majestic, understanding as well by her highnes deare cossen, the erle of Sussex, her graces lieuetenant generall of this her realme of Irelande, who in this behalfe hathe bothe earnestly and carefully traveled with her majestie as by other dyvers wayes, that the dyversytye of standerdes of her highnes moneys currant within this realme as well Englishe as Irishe, with the unequall valuations thereof, dothe gretey annoyne her majesties commen weale here as a matier whereby, besides sondry other myschieffes, all maner of pryyses of thinges bothe growing in this realme and brought and conveyed into the same from forren partes, growe dayly excessyve, to the manifest hurte of her crowne, grevous detryment of her nobylte and lamentable opression and ympoverishment of her subjectes of this her realme, specially suche as lyve upon her highnes pay ether in cyvill or marshall offices or services. And being no less carefull to see to the admendement hereof for the relief and good compforthe of her most loving and obeadyent subjectes, then the naturall father wolde be over his deare childe, her majestie of her tender zeale and princely affection that she beareth to this her realme and to her subjectes therein, after grete delyberacion had as well with her said lievetenant as with others, which in the helpe of thies matiers be most wise and experte, hathe for reformation of the said evillis resolved and determyned, by thadvice of her right trustie and welbelouved counsellor sir William FitzWilliams, knight, vicethesaurer of this realme of Irelande, and lorde justice of the same, and of the rest of her highness counsell here, to reduce the said moneys coigned and nowe currant

¹ Ff. 172 and 172*b.* are blank.

1560-61.

within this realme, as well Englishe as Irishe, as neighe to ther values as may be in lyke manner as her majestie hathe already attempted within her realme of Englande, having therein respecte to the antient accustomed valuacions of the moneys of bothe her highnes realmes of Englande and Irelande being compared together as hereafter followythe :

fol. 173b.

Furst her majestie dothe, by thadvice of the said lorde justice and counsell, ordeyne proclame and value that all testons of her realme of Englande which be nowe currant at *iiii.d. ob.* in her saide realme of Englande, shalbe from the tyme of this proclamacion valued and currant here for six pence of moneys currant in this her realme, and so shall contynue currant untill the last of Aprill next commyng :

And that from the same last of Aprill all the said testons of *iiij.d. ob.* and every of them shalbe taken as bullyon and brought to her majesties mynte in England, where the bringer thereof shall have for every teston *iiij.d. ob.*, currant money of England, or elles the same testons shall from the said last of Aprill be brought to her treasury in this her realme of Irelande where they shalbe receyved for *vi.d.* of currant money of this realme.

Item : Her majestie, by the advice aforesaid, doth ordeyne, proclame and value that the other base testons of Englande, late valued at *ii.d. q.* Englishe, shalbe valued in this realme from the tyme of this proclamacion for and at three pence of currant moneys here, and so shall contynue currant untill the said last of Aprill, and from thenceforthe shalbe taken for bullyon in her said mynte of Englande or in her treasury in this realme, according to the rates of the value.

fol. 174.

Item : That every pece of the base moneys of Englande now valued in that realme at *i.d. ob.*, shalbe currant in this realme from the tyme of this proclamacion for and at two pence of moneys of Irelande and so shall contynue during her majesties pleasure.

Item : That the teston of this realme, stamped with the harpe, being nowe currant in this realme for *vii.d. ob.* sterling, shalbe valued from hensforthe for and at *vi.d.* of currant money of this realme.

And that the pece of a grote, stamped with the harpe, shalbe currant from hensforthe at *ii.d.* of the currant moneys of this realme and so to contynue.

And as her majestie hathe in this behalf most graciously seen to her loving and faithfull subjectes, and ordeyned for ther relief and comforte this present rate and valuacion, the dyrecte and onely perfecte good meane to reforme the grete enormyties and darthes that have bene in growing this long tyme by reason of abasing of the moneys and of the varyacions and inequalityties of the standerdes thereof, so her highnes wysshethe and earnestly dothe will her subjectes of all sortes to understand and conceyve that althoughe even presently with this her most godly and beneficiall order the full redresse and ease of derthe and other myschieffes shall not seme to followe, yett within very shorte tyme the fruyt and proffytt thereof is to the commen and universall joye of her people to be undoubtedly looked for.

And as nature gyveth the fruytt in due season and not forthwith upon the seede or plant commytted to the erthe, so of this her gracious and princely order must of necessity in the due tyme followe, and that with spede, the good and prosperous state of this commenweale, which all honest hartes have long expected.

And therefore to thende that malyce of the ill membres shall not gyve ympedymment hereunto, her majestie chardgethe all manner of justices, mayors, shrieffes, and other publique officers and mynestres that have by any manner way jurisdiction or auctoryte to see markettes and fayres

governed or victailles to be reasonably assised, that they attende upon ther offices and prevent and staye the malycious covetuousnes of any suche as upon this proclamacion shall seke to advance or enhance thaccustomed prises of any manner of victailles or suche other necessary thinges. 1560-61.

And if nede shall requyre to ponnyshe thoffendors herein with spele and severitye. And therein to use no delay as they will answeere at ther perill.

Yeoven at Dublin, this xxiiiith of Marche in the thurde yere of her majesties most prosperus raigne, 1560[-61].

H. Dublin, canc.—James Bathe.—Jaques Wingfielde.—Francis Agarde.

[CXXVII.]—The true copie of the proclamacion for keping the coignes within the realme : 1561.

fol. 174b

Where by sondry lawes and ordynances made and establyshed in the tymes of the most worthie progenitors of the quenes majestie, yt was provided within the realme of Englande and after ratified and confirmed by auctoryte of parliament in this realme, that no golde nor sylver shulde be caryed out of the realme, upon payne of forfayture of the value of the somme of money or golde so caryed out of the realme, to be leavyed of hym that the same shall conveighe, carry or sende out of the realme; and that he that the same espie the and therof gyveth knowledge to the counsell or to the treasurer of the realme, shall have the fourth parte of the forfayture.

Where also yt hathe bene likewise establyshed that if any serchor of the king may fynde golde or sylver in coigne or masse in the keping of any that is passing or upon his passadge in any shippe or vessell for to goo out of any porte, havon or ereke of the realme without the kinges speciall lycence, that golde or sylver shalbe forfayte to the kyng, saving his reasonable expences which he shalbe bounde to confesse and discover incontynently after that he that so to do be warned and chardged by the same serchor, or elles all the saide money so conceyled shalbe forfayte to the king; contrary to which good provisions certayne wilfull persons, as well subjectes and denyzens as aliens, having more earnest eye to ther pryvate lucre, then to the universall state of this realme, and in respect thereof lytle weing the distruction of the same, do dayly carry and convey out of this realme the moneys and coignes thereof, to the grete ympoverysing of this realme and fynall consumption of the treasure thereof, if speddy remedy be not provided.

Her most gracyous majestie, mynding to brydle the dysordered greadynes of suche singuler apetytes, do straightly chardge and comande that all and every the saide lawes, statutes and ordynances heretofore made for keping the coignes of this realme within the same, shalbe hensforthe fymely and inviolably observed and kepte according to the tenors of them. fol. 175.

And that no manner of person or persons subject, stranger or alien of what estate degree or condicion he be, shall hereafter attempte to conveigh, carry or sende, or do to be conveighed caryed or sent out of this her highnes realme of Irelande, any manner money of coigne of this realme, nor of the coigne of other realmes landes or seignoryes, nor no plate, vessell, masse, bullyon, nor juelles of golde or sylver, wrought or unwrought, without her majesties lycence, contrary to the tenors and provisions of the antient statutes made in that behalf, upon forfayture to her majestie of the just value of the money, plate, vessell, masse, bullyon or juelles so conveighed, caryed or sent out of this realme contrary to

1561. the said ordynances, of which forfeiture he that espiethe and gyveth knowledge, as ys appointed by the same statutes, shall have the fourthe parte.

And for the furder terror of suche dissobedient persons her majestie willethe and dothe order that thoffendor in any the premisses shall for every his offence, over and besides the same forfayture have and suffer the imprisonment of his body by the space of thre monnethes, without bayle, mynprise or other kind of enlargement.

Moreover her majestie, to thende the said lawes and ordynances shalbe the better observed, dothe gyve straight chardge and comaundment unto all serchers of her portes in this realme, and others to whome in this case yt shall appertayne, that they be earnest, careful and vigilant in and aboute the full and due execucion of all and singuler the same lawes and ordynances, according to the purporte of them, as they tender ther duties to her majestie and to this her realme, and will answeere to the contrary at ther perilles.

Yeven at Dublin this—¹ of ———² 1561. God save the quene. Vivet regina.

fol. 175b.

[CXXVIII.]—By the lorde justice and counsell:

Memorandum: That where there hathe rysen doubt and question amonge the quenes majesties subjectes upon her majesties late proclamacion for calling downe her moneys in this realme towching the rate of thies moneys ensuing, videlicet: one pece comunly called the Reade Harpe and one other pece comunly named the Rose half peny:

It is by us, the lorde justice and others of her hignes counsell, whose names be hereunto subscribed, as well upon good delyberacion of her majesties letteres, addressed to us for that purpose, as also upon mature consideracion of her majesties meaning, and for other weightie purposes, agreid and concluded that from hensforth the said moneys shalbe receyved and taken in her highness exchequier and so universally in this realme, after and according to the rates following, that is to say:

The said pece called the Reade Harpe shalbe taken and receyved only for and at two pence currant of this realme; and the said pece called the Roose Halfpeny shalbe taken and receyved only for and at one halfpeny currant of this realme.

This to contynue till her majesties pleasure shalbe signified unto us in this behalf.

Yeven at Dublin, this xxiiith of April, 1561.

fol. 176.

[CXXXIX.]—Apud Dubliniam, viii^o die Junii, anno tercio regni regine Elizabeth:

T. Sussex.—It is concluded by us, the lorde liewtenant, the lords spirituall and temporall of this realme and the rest of her majesties counsaill of the same, whose names be hereunto subscribed, the rest being upon reasonable excuses and otherwise in service of her majestie absent:

That for the service of her hieghnes and quiet and defence of this realme, and of her majesties subjectes of the same, there shalbe a generall hosting proclaymed after the olde custume by writt for sixe

wekes, at the rate of three plowlande to a carte, the same to begynne the firste day of July next to come, and to assemble the saide daye at the Roche in the countie of Lowthe.

1561.

H. Dublin, canc.—Jenico, vic. of G[ormanston].—Roland Baltynglas.—Christofer Donsany.—Rychard Montgarrett.—J. Slane.—Jamys Kyllen.—W. Fizwylliams.—George Stanley.—Robert Dyllon.—James Bathe.—Henry Radecliff.—Thomas Cusake.—John Plunket.—Francis Agarde.—Thomas, dean.¹—John Parker.—Jaques Wingfeld.—Frauncis Harbart.—John Chaloner.

[CXXX.]—At Kilmaynan, the xviith day of June, anno Domini 1561 : fol. 176b.

T. Sussex.—Memorandum: That wheare contencion hath growen betwene the three seiptes of the capitaynes of the quenes majesties galloglasses synce the deathe of Donoghe McOwen, late chief capitaine of the same galloglasses, which of them ought to be chief capitayne of all the three septes, and therupon either of them hath produced suche mattier as they had to shewe for them :

It is upon deliberate debating and consideracion therof and by consent of all the capitaynes of the three seiptes, fynally agreed ordered and concluded by us, the lorde lieutenant and counsaill, that from hens-furth there shalbe no more any chief capitayne of those three seiptes of galloglasses, but every of them to be ledde and governed by the chefe capten of their owne seipte :

And that for the more eqall distribucion of suche bonaght as is or shalbe by warraunt graunted to them to be equally devided into three partes, videlicet, for every seipte one parte, and to avoide debate that in the levying thereof might arise they shall caste dyce for every countrey whiche of them shall firste chose his parte, whiche of them shall chose secunde and whiche shall have the thirde parte :

This ordre to stande in force for ever and never any other division to be made hereafter.

H. Dublin, canc.—W. Fitzwylliams.—Henry Radecliff.—G. Stanley.—James Bathe.—John Plunket.—Jaques Wingfeld.—John Travers.

[CXXXI.]—At Dublin, the xxxth of Octobre, 1561 :

fol. 177.

T. Sussex.—Memorandum : That we, the lorde lieutenant, the lordes and nobilitie of this realme with the rest of the quenes majesties counsaill assembled at Dublin, for the furniture of her majesties fortes in Leyse and Offailly and other her majesties holdes, have concluded upon a genrall sesse as well of wheate and malte as also of bieffes, swyne and other provision for the whole yere, the same to be levied in mauer and forme following, that is to saye :

In the countie of Methe : two thousaunde foureschore peckes, whereof sixe hundrethe foureschore and fourtene peckes to be wheate, and one thousaunde three hundrethe foureschore sixe peckes to be malte, wherof the thirde parte to be beare malte. The wheate and beare malte at foure shillings the pecke and the otte malte to be at two shillings eight pence the pecke.

In the countie of Westmeth : one thousande forty peckes, whereof three hundreth forty and seven peckes wheate and sixe hundreth foureschore and thirtene peckes to be malte, after the like rate, price and division.

¹ Lockwood. See p. 3.

1561.

In the countie of Dublin: one thousaunde forty peckes, whereof three hundreth forty seven peckes to be wheate, sixe hundrethe fourschore thirtene peckes to be malte, afre the like rate, price and division.

In the countie of Kildare: one thousaunde forty peckes, whereof three hundreth forty seven peckes to be wheate and sixe hundrethe foureschore and thirtene peckes to be malte, after the like rate, price and division.

fol. 177b.

In the countie of Weixforde: foure hundreth peckes, whereof one hundreth thirtie and three peckes to be wheate, and two hundrethe threeschore and seven peckes to be malte, after the same rate, price and division.

The whole proporcion to be brought into the places hereunder specified, the one halfe by the twentieth day of November neixt at the furthest and the other halfe by the first of february neixt at the furthest, that is to saye:

The corne of the countie of Methe to the forte of the Dinghan in Offailly, excepte the baronyes of Ratothe and Donboyne, whiche are appointed to the newe forte in Leix; and to have for the cariage therof from the baronyes of Donboyne and Ratothe to the saide newe forte in Leix after tenne pence the pecke. And all betwene Trymme and the forte of the Dinghan, in Offailly, after sixe pence the pecke. And all the rest to the saide forte in Offailly after eight pence the pecke.

The corne of the countie of Kildare to the newe forte in Leix and to have for the cariage of every of those peckes betwene the Lyffy and the saide forte after sixe pence the pecke; and for the rest of the saide countie to the saide forte after eight pence the pecke.

The corne of the countie of Dublin to the said newe forte in Leix. And to have for the cariage of every pecke to the saide forte from the barony of Balrothery after twelve pence the pecke, and for the rest of the saide countie after tenne pence the pecke.

The corne of the countie of Westmeth to suche places as hereafter shalbe by commission appointed.

The corne of the countie of Weixforde to the new forte in Leix and to have for the cariage of every pecke to the saide newe forte after twelve pence the pecke.

fol. 178.

And for the sesse of bieffes and swyne to be levied in Irish mennes countreys and upon parte of the shires westwarde, there are letteres to be written:

To ORailly for bieffes too hundreth and one hundreth swyne.

To the Annally: one hundreth bieffes and twenty-fve swyne.

To MacCoughlane: thirty bieffes and fyftene swyne.

To OKelly: threschore bieffes and thirty swyne.

The Birnes: one hundreth bieffes and fyfty swyne.

The Toolles of Omally: twenty bieffes and tenne swyne.

The countie of Catherlaghe and the Kevanagh's countrey: one hundreth and forty bieffes and twenty swyne.

Upper Ossorie: one hundreth bieffes and forty swyne.

Ocarroll: one hundreth bieffes and fyfty swyne.

The countie of Tipperarie: one hundreth bieffes and fyfty swyne.

The countie of Waterforde: one hundreth bieffes and fyfty swyne.

Ferney: fyfty bieffes and twenty fyve swyne.

Hughe Oge of Dartry: thirty bieffes and fyftene swyne.

The Kell[y]es beyounde the Sucke: threschore bieffes and thirty swyne.

Mc Mahownes countrey: one hundreth bieffes and fyfty swyne.

The bieffe at twelve shillings and the porke at two shillings and eight pence.

1561.

And further it is ordered that the measure of the corne of Meth and Westmeth shalbe after the peecke of Tryme; Dublin and Kildare after the peecke of Dublin: and Wexforde after the peecke of Weixforde. Every peecke to be delyvered by strike.

H. Dublin, cance.—G. Kyldare.—Roland Baltynglas.—T. Louithe.—Edmond Dunboyne.—J. Slane.—W. Fytzwilliams.—Henry Radecliff.—Thomas Cusake.—George Stanley.—John Plunket.—James Bathe.—J. Wingfelde.—Humfre Warne.—John Chaloner.¹

[CXXXII.]—At Dublin, the xxiith of October, 1562:

fol. 179.

T. Sussex.—Memorandum: That we, the lord-lievetenant, the lordes and sublyte of this realme with the rest of the quenes majesties counsell assembled at Dublin, for the furnytüre of her majesties forte in Leyce and Offaly and other her majesties holdes, have concluded upon a generall cesse as well of wheate and malte as also of byeves, swyne, and other provision for the whole yere, the same to be leavyed in manner and forme following, that is to say:

1562.

In the countie of Methe: twoo thowsande fourescore peckes, whereof six hundrethe foure skore and fourtene peckes to be wheate and one thowsande three hundrethe foure skore sixe peckes to be malt, whereof the thurde parte to be beare malt. The wheate and beare malt at iiis. the peecke, and the otemalt to be at ijs. viij^d. the peecke.

In the countie of Westmethe: one thowsande fourtie peckes, whereof three hundreth fourtie and seven peckes wheate, and sixe hundrethe fourescore and thyrten peckes to be malt, after the lyke rate, pryce and dyvision.

In the countie of Dublin: one thowsande fourtie peckes, whereof thre hundrethe fourtie seven peckes to be wheate, six hundrethe fourescore thyrten peckes to be malt; after the lyke rate, pryce and dyvision.

In the countie of Kyldare: one thowsande fourtie peckes, whereof iij. c. xlvij. peckes to be wheate, and six hundreth fourescore and thyrten peckes to be malt; after the lyke rate, pryce and dyvision.

In the countie of Wexforde: foure hundrethe peckes whereof one hundrethe thyrtye and three peckes to be wheate, and twoo hundrethe threscore and seven peckes to be malte; after the same rate pryce and dyvision.

The [w]hole proporcion to be brought in to the places hereunder specified, whereof twoo partes to be leavyed and sent in out of hande without any delay, and the thurde and laste parte to be in readynes to be sent in at suche tyme and place as we, the lorde lievetenant shall appoint:

The corne of the countie of Methe to the forte of the Dyngan in Offaly, excepte the baronyes of Rathtowthe and Donboyne which ar appointed to the newe forte in Lex, and to have for the carriadge therof from the baronyes of Donboyne and Rathtowthe to the saide newe forte in Lexe after tenne pence the peecke. And all betwene Trym and the forte in Offaly after sixe pence the peecke. And all the rest to the saide forte in Offaly after eight pence the peecke.

fol. 179b.

The corne of the countie of Kildare to the newe forte in Lex, and to have for the carriadge of every of those peckes betwene the Liefie and the saide forte, after sixe pence the peecke. And for the rest of the saide countie to the saide forte after eight pence the peecke.

¹ Fol. 178b. is blank.

1562.

The corne of the countie of Dublin to the saide newe forte in Lexe, and to have for the cariadge of every pecke to the said forte from the barony of Balrothery after twelve pence the pecke and for the rest of the said countie after tenne pence the pecke.

The corne of the countie of Westmeth to suche places as hereafter shalbe by commyssion appointed.

The corne of the countie of Wexforde to the newe forte in Lexe, and to have for the cariadge of every pecke to the said newe forte after twelve pence the pecke.

And for the cesse of bieues and swyne to be leavyed in Irishe mens countreys and upon parte of the shyres westwarde there are letteres to be wrytten :

To ORayly : for bieues twoo hundrethe and one hundrethe swyne.

To the Annally : one hundrethe bieues and fiftie swyne.

To Magoughegan : fiftie bieues and twentie fyve swyne.

To McCoughlan : xxx. bieues and xv. swyne.

To OKelly : lx. bieues and xxx. swyne.

The Byrnes : one hundrethe bieues and fiftie swyne.

The Toolles of Omaile : twentie bieues and tenne swyne.

The countie of Catherlaugh and the Cavanaghys countrey : one hundrethe and fourtie bieues and twentie swyne.

fol. 180.

Upper Ossory : one hundreth bieues and fourtie swyne.

Okarwell : one hundrethe bieues and fiftie swyne.

The countie of Tipperary : one hundrethe bieues and fiftie swyne.

The countie of Waterforde : one hundrethe bieues and fiftie swyne.

Ferney : fiftie bieues and twentie-fyve swyne.

Hugh Oge of Dartry : xxx. bieues and xvth swyne.

The Kellyes beyonde the Sucke : lx. bieues and thyrtye swyne.

McMahons countrey : one hundreth bieues and fyfytie swyne.

The bief at xiis. and the porke at iis. viii^d.

And furder yt is ordered that the measure of the corne of Methe and Westmeth shalbe after the pecke of Trym ; Dublin and Kyldare after the pecke of Dublin ; and Wexforde after the pecke of Wexforde. Every pecke to be delyvered by strycke.

There is also contributory to this cesse in wheate and malt as followethe, whereof the thurde parte to be beare malt :

Upon the countie of Lymerycke : fyve hundrethe peckes.

Upon the countie of Kilkenny : fyve hundrethe peckes.

Upon the countie of Corke : fyve hundreth peckes.

In Leyce one hundrethe peckes, and in Offaly one handreth peckes, which is cessed for the provision of the same fortes over and above the cesse before wrytten.

There is also to be cessed upon the countie of Louthe, in wheate and malt butt v.c. peckes for respectes to be eqally dyvyded, the same to be deducted out of suche porcions of this cesse as ys appointed upon the counties of Dublin, Kildare, Methe, and Westmeth.

And yt is furder ment that if the proporcions cessed upon the counties of Kilkenny, Lymerycke and Corke be brought in, that then the counties of Dublin, Kyldare, Westmeth, Methe and Louthe shalbe dischargd after eqall porcions of so moche cessed upon them as shalbe upon the forsaid counties leavyed.

H. Dublin, canc.—G. Kyldare.—Roland Baltynglas.—Crystofor Howthe.—W. Fitzwylliams.—Henry Radecliff.—George Stanley.—John Plunket.—Robert Dyllon.—James Bathe.—Thomas Cusake.—Francis Agarde.¹

¹ Fol. 180b. is blank.

[CXXXIII].—T. Sussex.—Memorandum: It is by us, the lorde 1562.
 lieutenant and counsell, upone good and deliberate consideracone, and fol. 181.
 for the suertie of the state of this realme, resolved that the souldiers
 appointed by the quenes majestie to be dischardged in the lewe of Mr.
 Brian Fitzwilliams bande, appoincted to be placed here, shalbe together
 with the said Mr. Brians band, continewed untill her majesties pleasure
 be further knowen, in consideracone that if Shane Onele, with his
 complices shulde at this tyme of the yeare attempte to make warres
 upone her majesties Englishe subjectes tharmy remayninge owte of the
 fortes after the dischardge of thes souldiers will not be sufficient to
 encounter with him and garde also the Englishe Pale to her majesties
 honor and the suertie of the realme.

Dated at Dublin, the xxvith of Octobre, 1562.

H. Dublin, canc.—G. Kyldare.—Roland Baltynglas.—W. Fytz-
 williams.—Henry Radecliff.—George Stanley.—Thomas Cusake.—John
 Plunket.—Robert Dyllon.—James Bathe.—Francis Garde.

[CXXXIV.]—At Dublin, the xxivth of November, 1562: fol. 181b.

Copie of the queens majesties commission showed by Sir Nicholas
 Arnolde and the rest of her majesties commissioners for the musters
 before the lorde livetenante and counsell of Irlande under the signature
 of her majesties hande, in hec verba:

Instructions geven to our trustie and welbeloved sir Nicholas Arnolde,
 knight, sent into Irelande:

Elizabeth R.—You shall lett our cousen of Sussex, our livtenante
 there, understande that our pleasure is you shall joigne with certen
 lordes and other men of worship in that realme to mustre all our
 guarrisons in that our realme of Irelande, and therein shall require him
 that he shalbe aydeing and assisting to the beste of his power.

Item: We be enformed by one William Bermingham, sergeant, of
 Methe, that we have bene greatly deceived, in our mustres there for
 lacke of nombres, and for other abuses in supplyeng of soldiars at the
 mustres with hired men of that contrie and suche lyke, not only to
 the hynderance of our service, but also to the great deceipte of us,
 as the enformor saithe, to the valor of x.m. li., and for triall therof he
 requireth that certen of the nobilitie of that contrie and others of
 worshipp mighte suddelynlye make the mustres therof: we have for more
 assurance of the truthe, and to avoyde all partialitie, upon speciall truste
 in your uprightnes, thoughte mete to send you thither to joigne with
 them in the saide mustres, and therfore will and authorise you, to conferr
 with suche parsons as hereafter be named, or as many of them as
 convenientlye you maye, concerning the saide mustres and procede
 therunto as circumspectlye as you may for the juste triall of the truthe
 therin, examynyng dulye the doyngs of our captaynes there ever sence
 the begynnyng of our reigne.

And if you shall see needfull, bycause of the diversitie of the places,
 to have any other to assiste you, we geve you leve to make choice of any
 one or two of our counsell there, folowing therein as neere as you maye
 the advise of the enformor.

The persons whiche the enformor requireth to have the charge to see
 to the mustres be theise:

In the countie of Kyldare:

fol. 182.

The viscount of Baltinglasse, John Eustas of Castellmartin, Gerrard
 Sutton of Connall, Patrike Sarsfelde of Deserdelan.

1562.

In the counties of Methe and Lowthe :

The baron of Dunsane, the baron of Lowthe ; the cheef justice of our comon place ; James Dowdall, our sollicitor ; sir Cristofer Chiver, knighte, Barnewell of Crikston.

In the countie of Dublin :

The cheef baron of our exchequer ; Cristophor Barnewell of Gracediew, Talbott of Malahyde, Richard Fynglas, our sergeant-at-lawe.

fol. 182b.

With whiche persons or with as many as you convenyentlye maye, our pleasure is, you shall conferre for the furtherance of our service herin, to whome we have according to the distinction of the counties, written that they shall herein serve us, and assiste you, according to the credite we have given you, and as sone as you have fynysht theis mustres, and shall fynde any notable defalties in any of our captaynes or soldyors, our pleasure is that you shall require our lieutenant to see that eyther by committeng to safe custodie, or by taking bande with surties, the same be redye to answer to their demerites ; so as bothe we may be satisfied for our losses, and the enformor rewarded, as reason is.

And if you shall fynde no suche defalties as the enformor hathe geven us cause to mistruste, but that it shall appeer to you that eyther malice or partialitie hathe moved him, to make a sinistre informacion, you shall then cause him by ordre of our lieutenante to put in good surties to be answerable to his faltres, and in that case to declare to our lieutenante and our thresurer, that if they knowe no cause to the contrarye they may cause our soldyors to be payde in lyke maner as they ment to have done before your commyng.

1563.

[CXXXV.]—At Dublin, the sixth of Maye, 1563 :

fol. 183.

It is condescended, concluded and agreed by us, the lord lieutenante, the lordes spirituall and temporall of the realme, and the rest of the queens majesties counsell of the same, whose names be herunto subscribed, assembled at Dublin, the day and yere above written, in the absence and behalfe of the rest of the nobilitie and counsell of the same, beeing partlye written for to have assembled there that daye and not come and partlye employed in her highnes affaires ellswere :

That for sondrie respectes and consideracons tending earnestlye to the furtheraunce of her majesties service there shalbe a generall hosting proclaymed by writt according to the auncient custome for fortie dayes, after the rate of three plowlande to a carte, the same to meete at Dondalke, the xiiiith day of June next comyng. The said cartes to be converted into garrons after the rate of five garrons for every carte.

H. Dublin, canc.—Adam Armacanus.—G. Kyldare.—Christofer Donsany.—Jo. Plunket.—James Bathe.—John Parker.—Thomas Lokwod.—John Chaloner.

1563-4.

fol. 183b.

[CXXXVI.]—Resolutions¹ agreed on by the lorde livtenante and counsell at Killmaynam, the xvth of Marche, 1563-[4], anno sexto regni regine Elizabethæ, as followith :

T. Sussex.—The erle of Ormounde and Ossirie, lorde treasowrer of this realme, the erle of Kildare and sir Henry Radclyf are apoynted commysioners to parle with the Moores on Monday nexte, which shalbe the xxth daie of this monneth, and to offer them theis condicions, videlicet :

¹ In margin : "A copie."

[1.] First: That everie septe of theym shall delyver suffyeyent pledges for the perfourmaunce of all the underspecified articles to be concluded with them, and the pledges must be theis: 1563-64.

Neill McLyse or Onye McLyse of that septe;

Of Keddowe Omores septe: Lisaghe McKeddowe, or Kayer McKeddow;

Of Rowrye Omoores septe:—¹;

Of Patrik Omoores septe:—² ;

Of Conell Oges septe:—³ ;

Of Donell Moores septe—one;

Of the Dowlyns—one;

Of Lisaghe McKeddow Omores septe—one;

Of Davy Omores septe—any two;

Of Clanmalaghlyn—one;

Of the McDavyes—one;

Of the Kellyes—one;

Of the Claneboyes—one;

Of Poble McFaghney—one;

Of the Lallors—one;

Of Tirlagh McShane—one;

Of the septe yn Galyn⁴—one.

[2.] Item: That they shall putt away all their men, savinge suche as they shalbe lycensed to kepe, whose names shalbe written, and they shalbe bounde to aunswer for their doynges.

[3.] Item: They shall muster and showe themselves and their saide men the fyrst day of everye monneth at the queens majesties forte of Maryboroughe before the pryncipall governor of the countree, or his deputie yn his absence.

[4.] Item: They shall not take meate nor drynke forceable of any of the queens majesties subjectes, neyther shall goo reyotowsly yn grete companyes where the queenes subjectes shall have cawse to be afraied of them.

[5.] Item: They shall from tyme to tyme delyver to the principall fol. 184. minister of that countie or his deputie, suche of their men as shalbe demanded to aunswer to anny facte that shalbe objected agaynst theym.

And if they refuse theis condicions or shall stande apon demaundes not thought fytt, then the saide commysioners shall use their best meane to enduce them to sende two of their chieftest as of eche of their principall septe one, videlicet, —⁵ and —⁶ to open their owne requestes before the lorde livtenante and councell, with auctoritie to conclude for themselves and the rest apon whatsoever shalbe therea condescended on; and shall promyse them protection for the meane tyme; they behaving themselves therwhiles accordinge the laste conclusyon of peace taken with them.

And if they shall also refuse to sende suche two, then the said commysioners shall take a further day of parle with them, videlicet, the —⁷ of —⁸ to thend they may make relacion to the lorde lewtenante and councell of all suche petitions as they shall have moved at that parle now appoynted and then lastlie bring them a finall and resolute aunswer, they in the meane tyme observing the articles of the last conclusion of peace taken with them.

¹, ², ³, ⁵, ⁶, ⁷, ⁸ blank in MS.

⁴ Galyn or Galin, now a portion of the southern part of the Queen's county, and sometime appropriated to the rectory of Dysert Galen, in the diocese of Leighlin.

1563-64.

And if thereapon theare appeare sufficient securitie for the contree in the meane tyme, then it is concluded that the extraordinarie horsemen and fotemen nowe placed at the said forte may for the tyme (untill further necessitie apparent) be brought away from thence, for the minisshing of the queens majesties chardges theare.

And further it is thought fytt and agreed that sufficient provision and furnytur shalbe putt into the queens majesties fortes in Leix and Offailley betwene this and the foresaide day appoynted for the latter parle, according to a schedule agreed upon by us the lorde lewtenante and counsell.

And it is further agreed that betwene this and the same daye, the Oconors shalbe treated with, to be reduced unto like articles.

H. Dublin, cano.—Adam Armachanus.—Thomas Ormounde et Ossorie.—G. Kyldare.—H. Midensis.—Richard Mountgarret.—Christoferus Tuamensis.—Robart Trimledston.—C. Donsany.—T. Lowthe.—John Plunkett.—Edmond Dunboyn.—George Stanley.—Henry Radecliff.—James Bathe.—Thomas Cusak.—Francis Agarde.—John Chaloner.

1564.

fol. 184b.

[CXXXVII.]—Resolucions¹ taken at Kilmaynam, xth Aprilis, 1564 :

[1.] Fyrst : For that it appearith the queens majesties pleasure is the rebellion lately attempted by the Omoores sholde be spedelie depressed in sorte as it shoulde geve occasion of feare unto others to attempte the like : it is therefore concluded that a sufficient masse of victuelles shalbe presentlie put into the forte in Leix for the sustenance of so many soldiers of all sortes as shalbe appoynted to prosecute them, and that ootes shalbe sent out of the countie of Kildare to the forte in Leyse for one monnethes provysion for sir Henrye Radelyffes band of horsemen, to begynne the xviiiith of Aprile.

[2.] Item : It is concluded that there shalbe cessed for sixe weekes upon the countie of Caterlaugh cxx kerne for the garde of those counties.

And letteres shalbe wrytten to the erle of Ormounde to garde sufficientlie all places within his rule ; and lyke letteres shalbe wrytten to all Yrishe borderers upon Leise and Offaley to garde their countreys.

[3.] Item : It is concluded that letteres shalbe wrytten to all persons that shalbe apoynted to have any chardge of men for offence and defence to be in a redynes at certeyn places with their force and eight daies victuelles, the xviiiith of Aprill and then to doe as they shalbe hereafter directed.

[4.] Item : It is concluded that letteres shalbe wrytten to grete men Englysh and Iryshe, and to all captens of countries to apprehende all suche persons as be or shalbe proclaymed rebelles from tyme to tyme and specially suche whose names shalbe wrytten in those letteres, as they will avoide to be taken as favourers of rebellyon.

[5.] Item : It is concluded that all suche of the Omoores as shall not submytt themselves upon condicions folowyng before the xviiiith day of Aprile shalbe proclaymed rebelles and sutch as will before that day submytt themselves yn suche sorte shalbe receyved unto mercy, videlicet :

They shalbe hereafter true subjectes to the queens majestie and obedient to the principall governor.

They shall putt yn suche pledges as shalbe demaunded of them.

They shall obey the governor of Leise for the tyme beinge.

They shall aunswer all parlees and orders for the countrey as other thenhabytauntes thereof.

¹ In margin : "A copie."

They shall with all their menne repaire to the governor of Leise for the tyme beinge for all services comaunded by hym. 1564.
fol. 185.

They shall kepe no men but suche as shalbe lycensed by a biill subscribedd with his hande.

They shall delyver such of their men as offend or satisfie for the offence; and if there be any notable offender, they shall delyver his persone.

And they shall take forcibellie no meate, drynke, or other exaccion or extortion of any the quenes subjectes.

And beinge conformable to theis condicions they shall have apoynted to them in the countrey sufficient to fynde them and their men of suche lande as if not alredy bestowed, to holde the same of the quenes majestie by patent as others in the countrey doo.

[6.] It is also concluded, for the more securitie of Offaley, lest the Oconnors might happen to rebell (whereof there ys some lykelihode) that like provysion shaibe made for the forte in Offalley. And that capten Gyrtons bande of horsemen lieng in Westmethe shalbe furnyshedd with ootes for one monneth owt of Westmethe, to begynne the xviith day of Aprile, and the same to be brought to the forte in Offaley, and that the chardge of all victuelles for the guarrisons in Leix and Offlaye, synce the begynnynge of the rebellion to thende thereof, above the prices paiaible by the souldiors, shalbe cessed upon the countrey.

[7.] Item. It is concluded that for the garde of the borders of Methe there shalbe cessed cc. kerne upon the whole countie of Methe and ecc. kerne upon the countie of Westmethe for the garde of Westmeathe.

And that sir George Stanley, knight, marshall of the army, shall have the orderynge and commaunding of the borders of Methe, and of the kerne cessed for that defence; and that the lorde livtenante shall hereafter appoynete sufficient persons to take the chardge of Westmethe.

[8.] Item: It is concluded that the lorde livtenante shall from tyme to tyme geve comyssyon under the greate sealle, or by his handwrytinge to suche persons as he shall thynke fytt to prosecute suche of the Omoores and Oconnors with their ayders and succorers as shall rebell.

And nevertheless there shalbe done what may be to deteyne all the Oconnors yn obedience and such of them as will receyve lande upon the condicions before specified, shall have sufficient lande appoynted to them as aforesaid. fol. 185b.

[9.] Fynally: For that the maner and order of thexecucion cannot in all partes be expressed, and yet it is here sufficiently declared what is ment shoulde be done: the whole order in the execucion is lefte to the discreccion of the lorde liutenante and such others as he shall appoynte.

And for the better furnysshyng of victuelles, carriadges, horsemeat and all other thinges ordered for this service, the sheriff and certeyn principall persones in everie countie shalbe appoynted to take the care and chardge to see all orders apoynted by the lorde livtenante and counsell to be putt in execution acording the trewe meanyng thereof, as they wyl aunswer for the lackes, which persons shall have auctoritie, to punnyshe eny that shall disobey in these cases videlicet:

In the countie of Kildare: the earle of Kildare, and under him the vicounte of Baltinglas, the sheryff; Patrickke Saresfilde, Aylmer of the Lyons and Garrett Sutton:

In the county of Methe: the sheryff, the baron of Galtrim, sir Christofer Chevers; the quenes majesties sollycitor, and Symon Barnewell.

1564. In the countie of Westmethe, the sheriff and every person that hathe a chief chardge within his chardge.

In the countie of Catherlaugh, the sheriff; sir Edmonde Butler, Frauncis Randall, and John a Barre.

And in the countie of Dublin, the lorde chauncelor; Justyce Plonkett, baron Bathe; the sheryf and Barnewell of Gracedieu.

H. Dublin, cance.—Adam Armachanus.—H. Midensis.—G. Kildare.—Henry Radclyff.—George Stanley.—Thomas Cusake.—Jo. Plunkett.—John Parker.—Francis Agarde.—John Chaloner.

fol. 186.

[CXXXVIII.] By the quene.¹

Elizabeth R.—Right trustie and right welbeloved cosin, and trustie and right welbelovedd wee greete you well: Upon earnest request made unto us on the behaulf of you, our livtenante, wee are pleased that yow shall retorne hither.

And for that in your absence it is mete some person shulde holde the place as justice of our realme we will and commaunde you that according to the ancient custome therein usid, ye will make choice of one to be our justice there. And for signification of our meaning and opinion, we shall best be content to have sir Nicholas Arnold appointed thereunto, whom we wolde have auctorizid as other justices in lyke tymes have there bene, and so wee do require you to have thereof due consideration.

And although yowe, sir Nicholas Arnold, shall thinke the burden of such an offyce very greate, yet considering yow have there so good assystance of your colleague, sir Thomas Wrothe, and that presentlie we are come to peace with the Frenche, and no perill seene to us in that realme, we doubt not but the burden hereof shall dailie wax lesse and lesse.

Fynally wee will and require yowe all to consult and accord how to demynishe our excessive charges there, wherewith bothe our treasure is unnecessarily wasted, and for lacke of expedite payment our people there burdenid, to their grete hinderaunce and agaynst our disposicion.

Even under our signet at our castell of Windsor the xxiith of Aprill, the sixth yere of our reign, 1564.

Copie of direction: To our right trustie and right welbeloved cosin earle of Sussex, our lieutenant in our realme of Irland, and to our trusty and right welbelovid the rest of our counsell there.

fol. 186b.

[CXXXIX.]¹—After our right hartie commendacions: Where it hathe pleasid Almightye Godd to restore to this realme and all other the quenes majesties domynions, by the meanes of her highnes, a good and honorable peax with France, which was concluded the xiith of this month in France; and that it is among other thinges accorded, that it shalbe published on both partes before the xiiiith hereof, as it shalbe. After which day it shall not be lefull for any subjecte of either parte to use any hostilitie but yf they shall the same shalbe accompted as a brech of peax on their parte, and shalbe aunswerable, wherof wee thought mete to advertysse your lordshippe.

And albeit this our advertysment may happen to come unto you ionge after the daie, yet if any shall in the meane tyme attempt to the contrary to take order therein as shall apperteyn.

¹ In margin: "Copie."

And so fare your good lordshippe right hartelie well. Your good lordshippes assured loving freendes : 1564.

W. Northampton. — Pembroke. — R. Duddley. — E. Clynton. — E. Rogers. — W. Cecill. — F. Knollys.

Copie of direction : To our very good lorde the earle of Sussex, the queenes majesties lieutenant of her realme of Irland :

Hast, hast, hast, hast, hast, post hast, with all diligence.

[CXL.]—At Dublin, in the castell chamber, xiii^o die Maii, 1564 : fol. 187.

Memorandum : The said day and place the right honorable erle of Sussex, lord livtenante of this realme, delivered unto the hands of sir Thomas Cusake, knighte, to have in redynes to be showed unto the erle of Desmonde, at the seid sir Thomas his repayre into the weste partes, as well the articles signed by the queenes majestie, nono Augusti 1563, wherunto the erle of Desmonde hath voluntarylye agreed to be observed ; as also other articles signed by the erle of Desmonde himself, dated the xxiith day of Februarye, 1563, intituled in hec verba Thaunswer of therle of Desmonde to sir Thomas Cusake, aswell for the performauce of the articles condescended unto in Englande as for other matters required of him by my lorde livtenante and counsell. Bothe the which articles the seid sir Thomas hath promised upou his retorne from the weste partes to sende unto the handes of the seid erle of Sussex now lorde livtenante of this realme.

Memorandum : Also the said xiiith day of May, 1564, in the sayd castell chamber, the seid erle of Sussex, lord livtenante of this realme, delivered unto the handes of sir Nicolas Arnolde, knighte, the queenes majesties lettere addressed to the seid erle, her majesties livtenante here, dated at her castell of Wyndsor, the xviith of January, the sixth yere of her reigne, for the consideracion of the entreteynyng of Cormok Oconor by some lande and pencion, amounting to one hundred markes or therabouts, and letting her majestie to know the seid erles oppynyon her majestie wolde signifye her determynacion.

And therein, bycause sir Thomas Cusake hath delte with him, her majestie wolde the seid erle sholde take his advice, as in the seid lettere more fully aperith.

[CXLI.]—Copie of a lettere from the lorde livtenante and counsell, addressed to the erle of Kildare, touching certayne bonnaughtes under his rule, due and to be paid to the queens majesties capteyns of the gallowglasses : fol. 178b.

After our right hartie commendacions to your good lordshippe : Where the captens of the queens majesties gallowglasses have nowe and sondry tymes before complayned of the nonpaymente of their bonaghte due and behinde in the Annallye, wherin wee heretofore wrote unto your lordshippe our resolucion that they ought to be satisfiedd the haulf of the same in victuelles ; and that forasmoeche as they for wante of such paymente were fayne to furnyshe them selves of their owne chardges for that service, they shoulde therefore be paide for the same in money, according to suche prices as victuelles were then solde for in the markettes, the which (as they saye) ys notwithstanding unsatisfied, and they are sued here for sondry dettes by them owing, which Mr. Marshall and Mr. Livtenante have, by our order, become suerties for to see satysfied by a day lymytted ; we shall eftsones requyre your lordshippe to geve order that they may have satisfaccion of their said

1564. bonaghte in the Annalye, according to our said former lettere, before the xth of Julye nexte. And if they faille of such satisfaccion at that day, then we pray your lordeshippe not to faille to delyver into the handes of Mr. marshall and Mr. livenante the captens of the Annaley untill they shall have paide all the dewties as before saide. Wherof wee pray your lordeshippe not to faille in any wise in respecte of the queens majesties interest therein.

And so wee bydd your lordeshippe well to fare. From Dublin, the sixth of May 1564,—Your lordeshippes loving freendes :

T. Sussex.—H. Dublin, canc.—R. Darenis.¹—N. Arnold.—W. Fitzwilliams.—John Parker.—James Bathe.—Francis Agarde.—John Chaloner.

Copie of direction : To our very good lorde, the erle of Kildare.

ol. 188.

[CXLII.]—Copy of another lettere from the lorde livenante and counsell touching the levyeng of the bonnawghtes due to the captens of the gallowlasses :

T. Sussex.—After our hartie comendacions : Whereas the captens of the queens majesties gallowlasses being sewed here at the lawes for sondrie their debtes owing to dyverse persons, for the which yowe, sir William Fitzwilliams, sir George Stanley and sir Henry Radecliff, by our order, have undertaken the parties shalbe satisfied by a day, which they have at our request consented unto and forborne further sewte agaynst them, to thende that by that respecte, the said captens maye yn the meane tyme levie tharrerages of ther bonnaghtes which are in sundrie Yrish countreys yet unpaid unto them, wee do by tenor of theis our letteres auctorise yowe and every of yowe yontlie and severallie to ayde the saide captens for the levienng of the arrerage of the saide bonnaghtes in every countrey where the same is owing, excepte those countreys whereof any Englyshman ys capten.

And so we bydd you hertelie well to fare. Yeven at Dublin, the sixth of Maye, 1564.

Your loving freendes : H. Dublin canc.—R. Darenis.—N. Arnold.—John Parker.—James Bathe.—Francis Agarde.—John Chaloner.

Copie of the direction : To our loving freendes sir William Fitzwilliams, knight, vicetreasurer and treasovrer at warres of this realme, sir George Stanley, knight, marshall of the queens majesties army, and sir Henry Radecliff, knight, livenante of her majesties fortes in Leix and Offaley.

fol. 188b.

[CXLIII.]—At Dublin, the xxiiiith daye of Maye, anno sexto regni domine nostre regine Elizabeth, Anno Domini 1564 :

Memorandum : Forsomoche as the queens majestie, by her highnes lettere, dated under her privie signett at her castell of Wyndsor, the xxiith of Aprill, the vith yere of her raigne, 1564, directed in hec verba : To our welbeloved cosen the erle of Sussex our livenante in our realme of Irland, and to our trustie and welbeloved the rest of our counsell there, hathe bene pleased that her saide livenante shoulde repayre into Englande. And for that it is meete some person shoulde holde the place as justyce of this her majesties realme, her majestie willeth and commaundeth us the rest of her majesties counsell here,

¹ Robert Daly, bishop of Kildare.

that according to the auneyent custome therein used wee will make choyce of one to be her majesties justyce here. And for signyficacon of her majesties meanyng and oppynyon [she] writeth that her highnes shalbe best contente to have sir Nicholas Arnolde apoynted thereunto, whome her majestie woulde have auctorised as other justyces in lyke tymes have here bene, And so requyreth us to have thereof due consideracion. The lorde channcelor, according thauneyent custome in this behaulf here used, hath directed the queens majesties wryttes to the lordes and others having to do with the saide election to appere here at Dublin for the same purpose the aforesaide xxiiiith day of May, in the yeare aforesaide.

At which day and place have appered wee, whose names are hereunto subseribed, wee proceedinge accordingly, by vertue of her majesties saide letteres unto the election of one to holde the place of justice of this her majesties realme, have elected and chosen sir Nicholas Arnold, knyghte, to be her majesties justyce of this realme during her majesties pleasure, as well observing therein our owne election and choyce. accordinge thauneyente custome therein used, as also havinge especiall consideracion of him in our saide choyce, accordinge the tenor and meanynge of her majesties saide letteres. And do by like assent conclude determyne and order that the said lord chauncelor shall make, seale, passe and delyver unto the said sir Nicholas Arnolde letteres patentees in her majesties name under her highnes greate seale of this realme of and upon the said offyce and roome of justyce: to have, exerceyse, holde and occupie the said offyce and roome of justice unto the said sir Nicholas Arnolde during our said soveraigne lady the queens majesties pleasure.

fol. 189.

Yeven at Dublin, under the testymonye of our handes, the abovesaid xxiiiith day of Maye, in the said vith yere of the raigne of our soveraigne lady, queene Elizabeth.

H. Dublin, canc.—Adam Armachanus.—G. Kyldare.—Roland Baltynglas.—Christofor Donsany.—R. Darensis.—R. Trimileston.—Crystofer Howthe.—W. Fitzwylliams.—Jo. Plunket.—James Bathe.—Thomas Lokwod, dean.—Henry Radecliff.—George Stanley.—Robert Dyllon, justice.—John Parker.—Francis Agarde.—John Chaloner.

[CXLIV.]—At Dublin, the xxixth of May, anno sexto regni fol. 189b.
domine nostre regine Elisabeth, anno Domini 1564:

N. Arnold.—Forsomoche as generallie the wholle realme is in quiett, no rebellion beeng presentlie within the realme (the Moores excepte, and some parte of strife betwene the erle of Thomond and sir Donogh Obryne); and the next neighbors to the Englishe Pale, the Birnes, the Towlles, and the Kavenaghies beeng helde in obedience; Upper Ossorie at commaundement, Ocarrolls, the Foxes, Odwyns, McCoughlanes, McGougheganies, Omollaghlynes, Omolloyes contries beeng quiett and at commaundement; the rebels which are the Moores of Leixe so sparkled¹ as allthvgh they may by suddaynes do harme, yet are they not liable to keepe together nor indeede of them selves to withstande any small force; and the Oconors of Offaillye have so submitted themselves, as there is now no great dowbte of hurte by them: so as from the Shenon sowthe and este there is now no greate perill; and that Oreiglye with that side are not lyke moche trouble; Oneill holding his obedience:

1564. We thinke that the queens majesties garrison of soldiours in her sold within this realme for her ffortes and all may be abated for the present till further neede appere, the queens majestie first being advertised therof and her pleaur therin knowne, unto the nombre of two hundreth horssemen, comprehending therein the lxxxxi horssemen which are graunted by letteres patentes unto officers; and of five hondreth footemen, to remayne still within this realme in her majesties entretaynement of solde untill her highnes further pleasure knowne.

fol. 190.

For wittnes of which our oppynyon apon deliberate arguyng and debating emongest us agreed apon we that were at this resolucion have herunto subscribed, the day and yere afore written.

H. Dublin, canc.—G. Kyldare.—Adam Armachanus.—Roland Baltynglas.—Crystofer Howthe.—R. Trimletston.—T. Lowthe.—Cristofor Donsany.—Jo. Plunket.—Robert Dyllon.—James Bathe.—John Parker.—Thomas Lokwod, dean.—John Chaloner.

fol. 190b.

[CXLV.]—By the lorde justice and counsell.¹

N. Arnold.—Whereas Arte Oneill, the basse sonne of the late baron of Dungannon, having served the queens majestie in her late warres in the Northe trewly and valyantly, as those of creditt which have bene thereat presante do credible repute, and synce the quyet of those borders establyshed, maye not convenyentlie dwell ne remayne theare, and therefore hath made humble sewte unto us to be considered with some enterteynement in her majesties service havinge himself and his three horsemen which he offerith to serve with as he shalbe placed and apoynted, wee have thought fytt in consideracion of his saide trewe and faithfull servyce and for the encoragement of others to do the lyke, to enterteine him in her majesties service with his said three horsemen, as parcell of the retynewe of her majesties armye in this realme, with the wages of three shillinges current money of this realme by the daye untill her highnes further pleasure therein knowne, and that he, with his saide three horsemen, shalbe from tyme to tyme employed in her majesties service, as we or other the chief governor of this realme for the tyme beinge shall thinke fytt. And do therefore requyre yow, Mr. Treasowrer, of suche her majesties treasure as remayneth or shall remayne under your custodie to make payment of the saide dailie wages unto him from tyme to tyme for and during his remayneng enterteined yn her highnes service, as aforesaide, untill her highnes further pleasure therein knowne and signyfyed unto us.

And taking from tyme to tyme the said Artes acquytance, confessing the receipte therof, this shalbe your sufficient warrante for the same.

Yeven at Dublin, the vth of June, 1564.

H. Radecliff.—John Parker—Thomas Cusak.—Francis Agarde.—John Chaloner.

To our right trustie and welbeloved sir William Fitzwilliams, knighte, vicethreasorer and theasorer at warres in this realme.

fol. 191.

[CXLVI.]—At Dublin, xii^o Junii, 1564 :

N. Arnold.—Upon Odoneills petition, that daye exhibited to the lorde justice and counsell by Odoneill himself, day was geven him to have his answer the next daye, And so he beeng for that tyme dismissed; his

¹ In margin : " A copy."

petition beeng considered by the lorde justice and counsell it was by them condescended and resolved, that Odonell sholde be answered in this forme ensueng, videlicet :

1564.

That no promise was made by the lorde livtenante and counsell nor synce, for ayde to be geven him agaynst his kynnesmen that usurped his castells, but that the queens majestie was written unto towching that and other his petitions, with truste to receive her majesties gracious resolucion therapon; and that if the same were so signified from her majestie, he sholde fynde every of the counsell redye to further him, which is not yet signified over from her majestie; neyther yet for his licence to repaire unto her majesties presence, withoute the whiche it is not thoughte fite for the lorde justice and counsell nor expedient for the furtherance of his sutes unto her majestie that the lorde justice and counsell sholde licence him afore to repaire over unto her majesties presence.

fol. 191b.

And for his sonne, Conn Odonnell, there is a lettere written to Oneill, according Odonells request, and therin a relacion of commission geven to the deane of Armaghe, the chauntor of Armaghe and Symon Barnewell, gentleman, to commen with Oneill upon the controversies betwene him and Odonell and to make relacion thereof if they cannot be there with both their contentementes componed; as by the minutes of that lettere and comission apereth.

Dated xiii^o Junij, 1564.

H. Dublin, cane.—Roland Baltynglas.—W. Fytzwylliams.—James Bathe.—Francis Agarde.—Henry Radecliff.—John Chaloner.

[CXLVII, CXLVIII].—At Dublin, the xiiiith of July, 1564 :

fol. 192.

It is by us, the lorde justice and others of the counsell of this realme, whose names be signed hereunto, thought expedient and agreed on for the quiett and suertie of the Englishe Pale which swarmeth full of idle men, daylie doenge harme, robberies and spoille on the queens majesties good subjectes within the same, and when longe nightes shall come are very like then to joigne with suche as are proclaymed in open rebellion and hostilitie, that there shalbe commissions made owt under the grete seale of this realme by the fourme of president commissions in suche behaulf unto the persons undernamed for to execute during the queens pleasure the lawe marciall within the shires and countrees underspecified upon all suche idle and suspecte persons as they shall take within the same, not having of freholde in possession the yerelye value of forty shillings above all chardges or not worthe of substaunce in goodes and cattalles within the Englishe Pale or other the contrees underspecified the value of ten poundes, and not beeng of good and honest name and fame within the lymytes of the county or countree wheare they shalbe so founde idle or taken suspecte.

And nevertheless yf the partie so taken beeng not of the possessions or value of substance aforesaid but yet of honest name and fame as aforesaid, be found or taken withe the manere in evell doying or be dewly convicte, then every suche person so founde or taken, or dewly convicted, to be ponyshed and executed by the lawe marciall, according the qualitie and quantytie of his offence or offences, videlicet :

To Mr. Marshall, solely, for all the counties and places undermencioned :—

For the countye of Dublin :

fol. 192b.

To the lorde Howthe, Mr. Thresurer, Frauncis Agarde, Jacques Wingfelde, John Chaloner, Robert Pyfolde, sherife to the countie of

1564.

Dublin, Christofoe Barnewell of Gracedieu, and James Barnewell and William Talbott of Malahide, Thomas Fitzwilliams, Roger Fyngles, —Luttrell of Luttrellston, Patrik Sarsfield, William Basnett, Edward Barnewell.

For the countie of Methe :

To the lorde Trymledston, the lorde of Slane, sir Oliver Plonket, sherif, sir Christofoe Chevers, Barnaby Shurlock and Henry Draycott, or any two of them.

For the county of Westmeth :

To Mr. Thresurer—a comission speciall for the county of Westmeth and the Irish contrees adjoynyng sir Garet Petyt, James Nugent, Thomas Le Strange, John Bryan and Richard Tute or any two of them.

For the county of Uryell.

To the lorde of Lowthe—a comission speciall for the countie of Uriell, sir John Bedlow, James Barnewell, Edward More of Mellyfonte, and the sherif or any two of them.

For the countie of Kildare :

Richard Manoring, Robert Manoring, Garet Sutton, John Sutton of Tippar, James Flattisburys, sir Frauncis Harbert, John Eustace, of Castlemartin, and Thomas Aylmer, of the Lyons, Patrik Sarsfelde, or any two of them.

For the countie of Catherlaughe :

Sir Edmonde Butler, Nicholas Heron and Fraunces Randall, or any two of them.

For the countie of Kylkenny :

Sir Edmonde Butler, Nicholas White, Patrick Shurlock, William Sweteman, sherif, and Thomas Masterson, or any two of them.

The erle of Ormonde : a comission speciall for the countyes of Kylkenny, Tiperary and another comission for all those Yrish contres under his rule without exception, etc.

fol. 193.

For the countie of Wexforde :

The senesshall, the vicount Mountgarret, the sherif, sir Nicholas Deveroux, Patrick Browne of Malrakan, and Anthony Cöckeley or any two of them.

For the countie of Waterforde :

To the lorde Powre, John Cuff, Anthony Powre, and Mathew Wise of Waterforde, or any two of them.

For the Queenes countie and the Yrish contrees adjoynge :

Sir Henry Radclyf—a comission speciall for the Queenes county and Kinges countie and the Irishe contrees adjoynyng, Frauncis Cosbie, the sherif, and William Portas or any two of them, of whome sir Henry Radclyf to be one, from tyme while he shalbe there remayning.

For the Kynges county and the Yrishe contrees adjoynge, and also Brimighams contree :

Henry Cowley, Nicholas Harbert, and Robert Cowley, or any two of them, of whome sir Henry Radclyf to be one, from tyme to tyme while he shalbe there remaynyng.

For Omeyle and the Towlles and freholders of that contree :

Richard Manorynge.

The vicount of Baltinglas : a comission speciall for the countyes of Kildare and Catherloughe and for the countree of Omeill.

The erle of Kildare : a commission speciall for the countyes of Kildare, Methe and Westemeth.

Also an other commission for the Annaly and Ferbill and other Irishe countres under his rule.

For the other Towlles and Byrnes contree :

fol. 193b.

To Jaques Wyngelyd, solely.

[CXLIX].—At the Castle of Dublin, the xiii^o of July, 1564 :

fol. 194.

Whereas David Hay, of Slead, in the barony of Forth and county of Wexford, and his sone, James Hay, esquires, being, the xiii^o January last past, accused before us, the lorde deputye and counsaill, here assembled as well off felony as high treason towching the queenes majesties most royall person, were, by order of this board, committed forthwith to close prison within the Castle of Dublin, and now having remained and continued prisoners there for the space of xxv weeks to abide their trialls, have not in the mean time either by their accusers or any other men bene detected of any matter arreignable or any other cause whereby they might have further triall, as by the judges and the rest of her majesties learned counsaill of this realme we be enformed, to whom we referred the hearings, examinings, discussinge and judginge of the matter :

Forasmuch as the said David and James Hay have made sundry times humble sute and petition unto us for that there is no matter fownde to charge them withall, whereby they ought to be deteined any longer in prison : and also for that duringe the time of their imprisonment and by occasion thereof (as they alledge) they have bene robbed and spoiled by the rebells and traitours, sir Edmund Butler and Piers, his brother, with ther complices, and lost by them all their goodes and cattles, their tenants are fledde and run away, their growndes lie wast and unmanured :

It is therefore condescended, concluded, and agreed by us, the lorde deputy and counsaill, whose names be hereunto subscribed, that the said David and James Hay, esquires, shalbe enlarged and put at liberty conditionallye, that is to say : that they the said David and James Hay, with sufficient suerties with them shall first enter into good and sufficient bonds of recognizances of five thousand pounds currant money of England before the lord chancellor for their forthcoming and personal apparence at any time within twentie daies after notice given unto them or any one of their suerties either by or from the lorde deputy or in his absence from the lorde chancellor and counsaill betwixt this and the last day of Michaelmas terme, next ensuing to answer any matters of accusation that may be apposed or laid against them. fol. 194b.

And in the meantime if no further matter may be objected and laied against them betwixt this and the said last day of Michaelmas terme, before specified, then presentinge themselves before us, the lord deputye, or in our absence the lorde chancellor and counsaill ther bondes to be cancelled and they fully discharged and set at libertie.

H. Dublin, canc.—John Chaloner.¹

¹ Folio 195 is blank.

1564.

fol. 196.

[CL.]—At Dublin, tercio Augusti, 1564 :

N. Arnold.—Upon deliberate consultacion and consideracion of the maliciowse conspiracie, detestable rebellion and most cruell and heynowse offenses of suche of the natyons of the Omores and Oconnors, their followers, servantes, abbettors, counsellors, receyvors, relievers and succurrers, as lately within this yeare have conspyred in rebellyon and disobedience agaynst the queens majestie and to the distruccion or harme of her majesties good subjectes.

It is by us, the lorde justice and the rest of the nobylitie and counsell of this realme whose names ar signed hereunto, fully determynd and resolved that they and every of them (excepte suche as heretofore upon their humble submission ar received into her majesties protection) shalbe pursuewd and revenged upon by sharpe warr with fyar and swourde, and none of them to be received unto the queenes mercy, neither wholie nor parte of them, excepte her majesties expresse pleassure signited to the contrary :

And that suche of them as are received yn or have remainyd as her majesties good and obedient subjectes without offendinge shalbe used and conserved as her majesties good subjectes :

And that suche of them as hereafter shall conspire or rebell, from the tyme of their rebellion or conspiring with the others shalbe reputed banysshed and persecuted as the rest of the said rebelles :

And whereas for the better persecuting of them the soldiars of the queens majesties army in retynewe are removed out of suche places of the English Pale as they before were cessed yn unto the border and other more fyt places for her majesties saide service for whose victelling provision must be made for redy mony as the markett and bargaynes in that behaulf will serve, it is further concluded and condiscended by us that the baronyes and other places where before they were cessed and placed shalbe cessed and contribute to beare and satisfie emonge them the overplus of the price of all and singler the said provisions, achates and bargaynes employed in and for theire said victuelles above the ordinary rates and prices heretofore ordeyned and used for those of her majesties army and retynewe in such case to pay.

H. Dublin, canc.—J. Slane.—G. Kyldare.—R. Trimletiston.—Henry Radecliff. — W. Fytzwylliams. — Jo. Plunket. — George Stanley.—Francis Gardar.—James Bathe.—John Chaloner.

fol. 196b.

[CLI.]—At Dublin, the xxixth of August, 1564 :¹

It is concluded and agreed by us, the lorde justice and counsaill, whose names are hereunto signed, the rest being absent partely in the queens majesties service and partely otherwise in their necessarye affaires, that while we, the lorde justice, and suche other as are appointed to repaire unto Ophailley and Leix and the Irishe borders there for her majesties service against the rebelles of the Mores and Oconnors, are absent ; considering the dowbtfull bihavior of the Birnes and Towelles, the lorde chauncelor, the lorde of Howthe, justice Plunkett and baron Bathe shall remayne to geve ordre and directe, aswell for all suche matters touching the state as we the lorde justice shall write or sende unto them in, as also they and Jaques Wyngfildes, esquier, and the sherieffe of the countie of Dublin or any three of them to geve ordre for the defence of the borders of the saide countie against

¹ Fol. 195 is blank.

the Birnes and Towles by the power of the saide countie and by suche other of her majesties kerne and horsemen appointed or to be appointed thereunto.

1564.

[CLII.].—Consultacions at St. Patrickes,¹ xvii Septembris, fol. 197.
1564 :

[1.] The cattail and goodes of those whiche are suspected or likely for the rebelles to be releved of to be brought further into the Englishe Pale and the owners and their tennautes and folowers to come in and lyve thereon.

[2.] Those that have slipted awaye and be come home agayne to be demaunded of their maisters and executed, and their maisters also put to aunswere, etc.

[3.] No holding kerne to be taken to serve but to bill their names with caution that they shall not be chalenged at their handes for former offences being not the offence nowe prosecuted; nor for the same neither yf it be a partie taken in for a speciall service by vertue of the comysshion to him graunted that hath taken him in.

[4.] The corne of Leix to be gathered into some one or mo[re] saulf places by a common chardge and rather serve for the common defence of the countrey then to be leaft to be destroyed by thennemye or for relief of thennemye.

[5.] Those that for service against thiese rebelles are taken in by vertue of comysshion for a tyme whiche are within daungier of the proclamacion to be certified by those whiche take them in, and notice to be geven what bihaviour they thinke those wilbe of after the expiring of their protection. Whoso hath either son or folower for whom he is holden to aunswere and woulde be excused to be no longer holden to aunswere for him, shall not be excused to have put him from him onles he have first brought him furthe in open assembly and there dischargd himselfe of him before them all, the partie being present. fol. 197b.

[6.] The cesse of the holding kerne on the counties of Westmeth, Dublin, Kildare, and Wexforde and McVadoges countrey, McDamores countrey and McEdmunde Duffes countrey to be contynued in suche forme from tyme to tyme as the former warrauntes purporte untill the service aforsaide accheved.

[CLIIA.].—18 Septembris, 1564 :

Our newe comysshion to John Tirell, capitaine of Fertullaghe, for the renewing of the cesse of the sixe schore kerne in that countrey for other sixe wekes :

Hughe Boy Orowrke his mocion and offre to be accepted, whiche is moved by him to Mr. Marshall, videlicet, his castell to be recovered with the quenes majesties ordennaunce and aide, and delyvered to him and he to receyve the same and his land and tenure of her majestie, and to put in good pledges to be her good subjecte and not only not to receyve nor succor any the rebelles but also to plague them and their receyvors and maynteynors within his rule.

[CLIII.].—At Dublin, the xith of Octobre, 1564 :

fol. 198.

It is concluded and agreed by us, the lorde justice and the rest of her majesties counsaill, whose names are hereunto subscribed, that the cesse

¹ Dublin.

1564.

of an hundreth holding kerne and fyfthe boyes, for the defence of the countie of Kildare, shalbe contynned upon the countie of Dublin for three weekes, to be ending at the ende of the last cesse of holding kerns cessed for sixe weekes by our former warraunt.

fol. 198b.

[CLIV.]—At Dublin, the xxvth of Octobre, 1564 :

[1.] The Plonkettes and Newgentes who were written for to be at the castle chamber,¹ in crastino animarum, are eftesones written for by an other lettere xxiiith Octobris, to apere upon the sighte thereof: And upon their conmynge order is to be taken with them by good bondes for their better concorde and joinging together for the deffence of the borders agaynste the Oreiglies, etc. And also some of the said Plonkettes and Newgentes, suche as are the notableste offenders of those enomyties theare, to be ponysshed for example, accordeinge their demerites.

[2.] The order for the watche and rising owt and folowing every hewghe and crye there; to be relyed unto, and more dewlie followed and executed; and also order to be taken with that countye for the garde of their borders.

[3.] The lorde of Hoothe, the lorde of Trymbledston, and sir Thomas Cusake to speke with Oreiglye upon the borders, and the sherif of Methe to be written under and comaunded that the commissioners be wayted on with the force of the countie from day to day duringe the parlee.

[4.] Horsemen of the army to be placed on those borders agaynst Oreiglie:—Gyrtons bande.

[5.] Oreiglye is to be written unto to mete with the commissioners at the Blackwater, on Wednesday the first day of November.

[6.] Oneyll is to be written unto from the boorde, touchinge sir Thomas Cusakes metyng with him, with also wordes of creditt unto his relacion concerninge Odonels goyng over.

fol. 199.

[CLV.]—At Dublin, the xxviiith of Octobre, 1564 :

It is thoughte fytt nowe for deffence of the borders agaynst the Oconnors, for six wekes to begynne the last of October.

Westmethe :

Six score gallowglasses to live of their owne bonnaghter for a quarter of a yere, to be placed and ordered by the erle of Kildare, also sir Nicholas Bagnals bande of fortie horsemen to be layde in that countie beyonde Molyngar, in two townes or more where the saide erle shall appoynte and to be ordered by his lordshippe and the whole countie to contribute to the victelling of the horsemen at the ordinarie rate and the accustomed holdinge kerne of Tirrelles contre and Ferbill, and the rest of Westmethe.

Methe :

Four score holding kerne to be cessed for the garde of the borders of that countie agaynst the Oconnors, and those to be at the placing and order of the said erle of Kildare and for every two kerne one boye. This to be besides Gyrtons bande of horsemen and force of that countie, as must garde the borders agaynst Oreiglye.

¹ At Dublin.

Kildare :

1564.

Four score holding kerne to be cessed for the garde of the borders of that countie, to be likewise at the placing and order of the saide erle of Kildare, and every two kerne one boye.

For the pursute of the Oconnors :

Moreover, the saide erle of Kildare to have yn mony the enterteynement of twoo hundreth kerne of his owne chusinge for to pursue the rebelles of the Oconors, the said enterteynment to be devidid, cessed and levied on theis counties and contrees, viz. :—

Offailey for xxx kerne.

fol. 199b.

McDamores, McVadockes, McEdmund Duffes contrees and the countie of Wexford and Fassaghe Bayntre, lx kerne.

The countie of Westmethe, xxx kerne.

"	"	Lowthe,	xl	"
"	"	Dublin,	xl	"

Two hundreth kerne to be levied in money and for every two kerne one boye.

Moreover, for the said erle of Kildares satisfaction of the enterteynment in mony alredy growen dewe to his lordshippe for the former holdinge by the former warrantes, and for his new holdinge also : It is agreed it shall be levyed and his lordshippe thereof satisfied by this day fourtene daies, videlicet, the xith of November.¹

[CLVI.]—At Dublin, the xxviiiith of Octobr, 1564 :

fol. 200b.

It is thoughte fitt nowe for deffence of the borders agaynst the Omoores for six weekes to begynne the last of October :

That the countie of Carloghe, with the rest of the Cavanaghes, to be cessed withe four score kerne for six wekes for garde of their borders.

Letteres to be sente to the freholders of Leix to be resident on their holdes with their furnytur dewe by their tenures.

Moreover, for to garde the forte and contree of Leix, etc. :

Soldiers : cxxx fotemen and xx horsemen ; six skore gallowglasses, and nine skore of the queens kerne.

Victells to be provided for the furnytur of the forte in Leix, videlicet, for every monneth :

Bieffes, lx ; wheate, c peckes ; mawlte, cc peckes, whereof the thirde parte to be beare mawlte.

[CLVII.]—At Dublin, the xxixth of October, 1564 :

fol. 201.

It is agreed that letteres shall be written to the Irish captens for beefes and porkes for the victelling of the soldiars in the fortes for the yere ensuing, viz. :

To Oreiglie for 200 fat beefes and an 100 swyne.

" The Annaly for 100 befes and 50 swyne.

" McGoghegan for 50 befes and 30 swyne.

" McCoghlan for 30 befes and 15 swyne.

" OKelly for 60 beefes and 30 swyne.

" the Birnes for 100 befes and 50 swyne.

¹ Fol. 200 is marked as cancelled, with the following note in margin : "Vacat hic, quia postea in ordine." The matter on fol. 200 marked as cancelled is re-entered on fol. 200b.

1564.

To the Towles of Omayle for 20 befes and 10 swyne.
 „, the countie of Catherlaghe and the Cavanaghes contree for one
 hundreth and fortie beefes and twentie swyne.
 Upper Ossorie : one hundreth beefes and 40 swyne.
 To Occarrall : one hundreth beefes and fiftie swyne.
 The countie of Tipperarie 100 befes and 50 swyne.
 The countie of Waterforde : 100 beefes and 50 swyne.
 Farney : fyftie beefes and 25 swyne.
 Hughe Oge of Dartrie : 30 beefes and 15 swyne.
 The Kellies, beyonde the Sucke, for 60 beefes and 30 swyne.
 McMahones contree : 100 beefes and 50 swyne.
 Every beef at twelve shillinges and every porke at twoo shillinges
 and eight pence.
 Beeffes—1340. Swyne—610.

fol. 201b.

fol. 202.

[CLVIII.]—At Dublin, the xxixth day of Octobre, 1564 :

Sir Henry Radcliffe, knight, lieutenant of the counties called the
 Kinges countie and the Quenes countie and of the fortes of Philippistowne
 and Marybowroghe, within the same counties, etc., hathe the saide day
 and yere made request unto the lorde justice of this realme, in the
 presence of us whose names are hereunder signed, that the same lorde
 justice will from this day furthe appoint suche person or persones as
 his lordeshippe shall thinke fitt for to take the chardge and government
 of the saide fortes and counties and of the souldiors and other inhabi-
 tauntes and people within the same ; forasmuche as he the saide sir
 Henry is licenced to repayre over into Englande by the quenes majestie
 and cannot neither will constitute a deputie to supplye his saide
 chardge.

fol. 202b.

[CLIX.]—At Christes Church, ¹ xvii^o Novembris, 1564 :

It is agreed by the lorde justice and counsaill that the lorde Barri-
 mores and the lorde Roches childerne, whiche were put in as their pledges
 at the going over of the erle of Desmounde for the keeping of the peace
 during his absence, shalbe enlarged forasmuche as nothing hath been
 chardged in that behaulf by the erle against them ; and forasmuche as
 they themselves are aunswerable in case any suche matter be.

fol. 203.

[CLX.]—Apud Dublin, xx^o Novembris, 1564 :

It is agreed by the lorde justice and counsaill that the erle of
 Ormounde and Ossorie, lorde thresurer of Irlande, shall have the quenes
 majesties comyssion under the great seale of this realme for the
 saulfgarding of the countreys of Leix, Irry, Glanmalirry and Slew-
 marge, and of the fortes, garrisons and other the quenes majesties
 good subjectes within the same, and also of and in the counties of
 Catherlaghe and Kilkenny, and of and in the countreys of these
 Irishe lordes and capitaynes bordering upon the same, videlicet, Upper
 Ossorie, Occarrowlles countrey, OMulrianes countrey, ODonnes countrey,
 Omaghers countrey, against the proclaymed rebelles of the Omores and
 the Oconnors, their ayders succourers releyvers, counsaillors, abettors,
 folowers and adherentes and to pursue them with fyre and swerde in
 and throughe all and singuler the countreis and counties aforsaid besides
 the folowing and pursuying them elliswhere in whatsomever the countreys
 adjoynyng, as his lordeshippe shall understande them to have repaired

¹ Cathedral, Dublin.

or be receyved in, conferring in that case with the erle of Kildare, yf it concerne Ophailliey or the borders thereof or any other the countreys or counties whiche the lorde justice and counsaill have unto his lordeshippe appointed a lyke especiall auctoritie and chardge, and for the better execution of the premysses a letter to be written to the saide lorde threassourer from the saide lorde justice and counsaill as here ensueth :

Our very good lorde : After our right hartie commendacions : The quenes majesties comyssion under the great seale of this realme is presently addressed unto your lordeshippe with generall auctoritie for the pursute of the proclaymed rebelles of the Moores and the Oeconnors, their folowers adherentes and succourers, as in the same is more at large expressed. fol. 204.

And for the better executing thereof, we have appointed unto your lordeshippe the entretaynement of two hundrethe holding kerne of suche as your lordeshippe shall thinke fitt to choose and employe in that her majesties service for one quarter of a yere, to begynne the —¹ of this Novembre, to be levyed in money and delyvered unto your lordeshippe, the one hault upon the countie of Waterforde and the other hault upon the countie of Lymerrick. And also that as well sixe schore of her majesties galliglasses and their capitaynes appointed for defence of the countries of Leix, Irry, Glammalirry and Slewemarge, nowe called the Queenes countie,² Frauncis Cosbye, with his hundrethe of her majesties kerne; your brother, sir Edmunde Butler, with his forty of her majesties kerne, sir Barnaby Fitzpatricke, with his forty of her majesties kerne, capitayne Portas, with his fortie and fyve souldiors, and John Fitzwilliames, with the hundreth souldiors in the forte of Leix and the sheriffe and forces as well of holding kerne, inhabitauntes and other her majesties garrisons as well in that countie called the Quenes countie as also in the counties of Catherlaghe and Kilkennye, and also the Irishe lordes and capitaynes, with the forces of Upper Ossorie, Occarrowles countrey, Omulrians countrey, Odounes countrey, and Omaghers countrey, shall, from tyme to tyme, aunswere your lordeshippe in and concernyng her majesties saide service according as your lordeshippe shall will and ordre them. fol. 204b.

And hitherto have we thought fitt besides the generalitie of her majesties aforesaide comyssion to appointe and authorise your lordeshippe, especially by the tenor hereof, unto the saulfgarding and defence of all her majesties goode subjectes and repressing and correcting of thoffendors and transgressours aforesaide, their aydours, succourers, relevers, counsaillors, abettours, folowers, and adherents in and through the all and singuler the counties and countreys aforesaide, besides the folowing and pursuyng them elliswheare in what soever the countries adjoyning as your lordeshippe shall understand them to have repayred or be receyved. In whiche case we require your lordeshippe to conferre with our very good lorde the erle of Kildare, if it concerne the countie called the Kinges countie otherwise called Ophaillie, or the borders thereof or any other the countreis or counties whereof we have appointed unto his lordeshippe a like especiall auctoritie and chardge.

And also, whereas your lordeshippe shall conceyve any cause of suspicion in the premysses there at your discrecion to take pledges, and sequestre the possession of any castell, howse or place to your lorde-

¹ Blank in MS.² See page 32.

1564. shippe thought in that behaulf expedient, and therein to put suche warde as your lordeshippe shall therefore thinke fitt.

And moreover to take, from tyme to tyme and place to place, meat for your saide kerne and the rest of your company in what so ever place as often as they shall repayre in and aboute the saide service in chace and pursuite of the saide offenders.

fol. 205. And moreover to take upp wyne, grayne, beeffes, porkes, muttons, and all other victuailles of meate and drinke and cariage for the same by lande and by water, at reasonable prices therefore to be paid in redde money, that is to saye, for the first price it coste and the reasonable chardges thereon bestowed in whatsoever place or places within liberties or without, for the furniture of her majesties service aforesaide.

Straitely, in her majesties name, chardging all and singuler persones to whome it shall appertayne to be unto your lordeshippe and your mynisters in and aboute the execution of all and singuler the premysses, obedient, ayding and assisting, as they and every of them will aunswere for the contrarye at their uttermost perilles :

And therefore we heartely require your lordeshippe in her majesties saide service and in all thinges concernyng the same to employe your best endeavor and diligence to the satisfaction of her hieghnes earnest expectation theron.

And so we bidde your good lordeshippe right hartely well to fare.

From Dublin, the xxith of Novembre, 1564.—Your lordeshippes loving frendes —.¹

fol. 205b. Moreover, a letter of commyssion to the sheriffe and gentilmen of the countie of Waterforde for the cesse in money of one hundreth holding kerne and their fyfty boyes, at suche entretaynement as the erle of Kildare hath for the like.

A like to the sheriffe of the countie of Lymericke for the lyke for one hundreth holding kerne and their fyfte boyes, at the like entretaynement.

fol. 206. [CLXI.]—Resolucions agreed on by the lorde justice and counsaill, at Dublin, ix^o, x^o et xi^o diebus Decembris, 1564 :

[1.] The olde cessoures to remayne in their offices unchaunged unto the begynnnyng of the neixt terme, that in the meane tyme they may levie the money whiche they have warrantes to levye and also make their accomptes, etc.

For the greeffes of the Englishe Pale as over chardged by reason of freedomes² graunted by the principall governor and counsaill more then are allowed by the statute, to make their complaynt and name those freedomes, and thereupon the same to be considered and remedied as shalbe thought expedient.

Capitayne Heron is commaunded for the cesse of beeffes and corne of the countie of Catherlaghe to cesse the whoalle upon the landes that ar cessable and have no freedomes, and thereby to dryve them to complayne if they be greved at the graunting of freedomes to suche landes as weare wont to beare with them and thereupon the validitie of those late graunted freedomes (more then allowed by the statute) to be considered, etc.

For Knockefergus capitayne Pieres his accompte to be taken and he to be holpen with suche parte of his paye as may suffice for the provision of bieffes and grayne for that forte, etc., videlicet, xl. *li*.

¹ Blank in MS.

² In margin : "The newe fredomes."

A lettere to the cessours of the counties of Dublin and Methe to certifye howe every barony of those counties are chardged with cesse of souldiors and horsse upon Friday neixt, the xvth of Decembre, and then to remembre the erle of Kildares money for the cesse of the kerne to him graunted. 1564. fol. 206b.

Souldiours to remayne in retynne:

200 horssemen and 500 footmen,—700.

Whereof to be at bothe the fortes: 200 footmen.

With Mathewe King: 10 horssemen.

At Knockefergus: 20 footmen.

At Athlone: 20 footmen.

At Catherlaughe: 8 footmen.

At Monaster Evan: 8 footmen.

At Leighlyn: 20 horssemen, 30 footmen.

At Dungarvan: 6 horssemen, 6 footmen.

Summa hucusque in the fortes: footmen 292, horssemen 36—328.

Reste, to be placed upon cesse: footmen 208, horssemen 164.

1564.—The countie of Dublin: 30 footmen and 24 horssemen.

The countie of Kildare: 30 footmen and 24 horssemen.

The countie of Methe: 60 footmen and 48 horssemen.

The countie of Lowthe: 30 footmen and 24 horssemen.

The countie of Westmeth: 30 footmen and 24 horssemen.

The countie of Wexforde and Fassaghe Bayntree: 30 footmen and 24 horssemen.

[2.] Decimo die Decembris, 1564:¹

Where there were cessed two hundreth kerne and their hundreth boyes with his lordeshippe, to followe the rebelles, and foure schore kerne, with their forty boyes, for the garde of the borders of Meth and foureschore kerne with their forty boyes for the garde of the countie of Kildare, his lordeshippe to have nowe for this cesse folowing for and untill the begynning of Marche neixt ensuyng bothe for the folowing of the rebelles and saulgarde of those two counties twelve schore kerne and their sixe schore boyes. This new cesse to begynne on Thursdaye, the xiiiith of Decembre, 1564. fol. 207.

To be cessed in money, videlicet:

Upon the countie of Methe,	54	kerne	and	27	boyes.
„ the countie of Kildare,	54	„	„	27	„
„ the countie of Westmeth,	20	„	„	10	„
„ the countie of Lowthe,	26	„	„	13	„
„ the countie of Dublin,	26	„	„	13	„
„ Offailley,	20	„	„	10	„
„ McDamores, McEdmunde Duffes, McVadoges countreys					
and the countie of Wexforde and Fassaghe Bantree,					
40 kerne and 20 boyes.					

A proclamacion to be made that wheare it is complayned that dyvers of the Birnes and the Towlles and other their associates take meate perforce and commytt other spoilles upon the quenes good subjectes of

¹ In margin: "In the erle of Kildares chardge against the Oconnors of Offailly and defence of the borders of the countie of Meth and the countie of Kildare against the said rebelles."

1564.

the Englishe Pale bordring on their countreys, it shalbe lawfull for her majesties subjectes to resist them in those attemptes and fynding them with the attempt or doying of the premysses, to apprehende them or kill them yf they resist the apprehension.

[3.] Furthermore the pynnyse,¹ with her ordennance tackling and furniture, whiche Jasper Horssey and other his complices, suspected of piracy, have brought to Howthe to be viewed, inventoried and praysed² by suche as the lorde justice shall appointe and the ordennance and municion and other suche kynde of furniture to be put in the master of the ordennances keeping untill they be tryed or otherwise by due ordre enlarged and the certaintie knowen to whome of right the same ought to appertayne. And the pynnyse, with her tackling and furniture so being inventoried and praysed to be delyvered to Patricke Tirrell to occupye in the quenes majesties service, keeping the same alwaye from tyme to tyme repayred and in as good plight as he receyveth the same, he being bounde to delyver the same hereafter to those of suche as upon the triall aforsaide shalbe knowen to have just right thereunto.

fol. 208.

[CLXII.]—A warraunt also graunted out to Mr. Treasourer, the double whereof here ensueth verbatim :

By the lorde justice and counsaill :

Mr. Threasourer: For that we understande you are not only by warraunt from the quenes majestie restreyned from paieng or yssuyng any of her majesties threasoure here in Irelande under your chardge, otherwise then by warraunt, only under sir Thomas Wrothe and sir Nicholas Arnolde their handes togedther, her majesties comysioners for causes here in Irelande, but also receyved from them bothe commaundement so to do, they chardging you therewith in her hieghnes name and bihaulf. And now, knowing sir Thomas Wrothe to be departed hence into Englande, by vertue of her hieghnes pleassure in her majesties letter to him signified in that bihaulf, and sir Nicholas Arnolde still abiding here in Irelande, lorde justice of the same realme, wherebye you cannot have any warraunt to make any payment of suche sommes of money as shalbe meet and needfull to be paid and yssued for the services of her hieghnes here untill suche tyme as her hieghnes shall in that bihaulf signifie to us, the lorde justice, or to yourself her further pleasure therein :

fol. 208b.

We have thought good for thadvancement of her hieghnes service here and to avoide suche chardges as mought growe to her majestie by contynnyng some of the saide souldiors in a daily pay till then, not only to require you but also in her majesties name do chardge and commaunde you hencefurthe, from tyme to tyme, to make suche paymentes upon warrauntes as shall come to you signed by us, sir Nicholas Arnolde, lorde justice of Irelande, and the counsaill of the same ; so as there be at every warraunt fyve counsaillors handes at the leste, and that the same warrantes be for suche sommes of money, as shalbe to pay the handes of footmen or horssemen or either of them whiche shulde be dischardged presently out of wages, the reckonynges of whiche bandes dischardged to be made upp by Mr. William Dixe, auditor put in truste by her majestie for the same, with his hande sett thereunto, and was also further agreed upon to be so donne by us, the lorde justice and sir Thomas Wrothe, under our handes before the saide sir Thomas his departure

¹ Pinnace.² Appraised.

out of Irland, and is expressed in writing remaynyng with you, sir William Fitzwilliames, bearing date the xxiith of Novembre, 1564. 1564.

And further weyeng what other great occasions maye daily happen aboute her majesties services in this realme, for the whiche money shall also be very nedefull to be presently occupied and disbursed, we do also require and commaunde you, upon warrauntes in like sorte as for the other parte before us expressed, to delyver suche sommes of [money] as shall in them be named and appointed.

fol. 209.

And this our concordatum shall testifye our ordre and commaundement to you geven in this bihalf.

Even at Dublin, the xth of Decembre, 1564.

Hereafter ensueth such the conclusions and resolucions of counsell in this realme, as for the good government and securitye of the state thereof, have been concluded and resolved on, in the tyme of the right honorable syr Henrye Sydney, knight, of the noble order of the garter, lorde president of the queens majesties counsell in Wales and the marchesse thereof, and lorde deputy of this realme of Ireland, who toke his othe in Christchurch,¹ and entred into the government of this the queens highnes realme, the xxth of January, in the eight yere of her majesties moost prosperous raigne, anno, 1565[-6]: fol. 209b. 1565-6.

[CLXIII.]—At Dublyn, octavo Februarii, 1565[-6]:

It is ordered² and concluded by us the lorde deputy and counsell; with the expresse consentes and assentes of Tirrelagh MacDonell, Tirrelagh McAlexander, Molmory McEdmond, and Callagh Mac Tirrelaghe, captens of her majesties gallowglasse, uppon their sewte and demaunde for foure skore sparres³ for their last yeres bonaght, graunted to be levye on the Obyrnes countrey, and then also beeng present Obyrn, chief of his nacyon, Donogh MacBrenyn, Teig Oge Obyrn, and Bryan MacCalagh:

That the said fowre skore sparres after the rate of tenne markes, current mony of this realme for every sparr, shall be paid in maner folowing, that is to say, hault thereof in victels and mony, according thaccustomed maner, at Lammas next coming; and the other hault in lyke manner at Alhalontyde, then next ensueng. And that in defalte of payment at either of those dayes, the said gallowglasse and their forces to entre the said countrey and levye there their said whole bonaght.

[CLXIV.]—At Saynet Sepulehrès,⁴ nigh Dublin, the xxth of February 1565[-6]: fol. 210.

Uppon the severall complayntes this daie moved and harde before us, the lorde deputie, as well on the behaulf of Occarall, chief of his nacion, against the baron of Upper Ossorie, then absent, and, sir Barnabe Fitzpatricke, knight, his sonne, here then present, as also on the behaulf of the same sir Barnabe and by him for his said fathers behaulf against the said Occarall:

It is accorded concluded and agreed before us the said lorde deputie by the mutuall assentes and consentes of the saide Occarall, and also of the saide sir Barnabe, for himself and undertaking also for his saide father

¹ Dublin.

² In margin: "Towching the galloglasses for their bonaghe."

³ See Introduction.

⁴ [Sepulehres] Pulchers, MS.

1565-6.

that all maner variaunces, greves strifes and all other damages or matters whatsoever between the saide parties from the begynning of the wourld untill the daie of the date hereof in eny wise styrred arrysen moved, attempted or betwene them depending (the right of the castle of Ballaghmore and the appurtenances thereof, now in the possession of the saide sir Barnabe and in variance betwene him and the said Occarall, onely excepted) shall be herd ordered and determynd by Frauncis Cosby, esquier, and John MacGilpatrick, gentleman, arbytrators indifferently chosen with thassentes of the saide Occarall and the saide Barnabe, to here order and determyne the controversies variances and greffes aforesaid.

And that the said Occarall and the said Barnabe for the better perfourmance of such order as touching the premisses shall be taken betwene them by the said arbitrators shall on either partie on this side the fifth of March next comyng, put into thandes of the said arbitrators such and so many pledges as the same arbitrators shall nomynate, requier and accepte as sufficient on either partie, and advertise if eny defaulte shall be then made by eny of those parties in not bringing those pledges on this side the daie afore prefixed.

And uppon the pledges as aforesaid beeng receyved, the said arbitrators to fynyshe and publissh theire order made in the premisses betwene the saide parties by the xxth of Marche, next comyng, and furthewith then to certifie us the lorde deputye of the same.

And where there is clayme made by the saide Occarall to the saide castle of Ballaghmore, nowe in the possession of the saide sir Barnabe, it is also ordered by us, the saide lorde deputie that the said 'sir Barnabe shall contynewe in the quiet possession thereof without eny the interuption, molestacion or impediment of the said Occarall or eny of his or eny other by his or theire procurmentes till uppon the further openyng of that variance by the saide Occarall at this bourde and the matter throughlie herd and discussed the right and title of that castle with the appurtenances so in variance maie be by us, the saide lorde deputie and the rest of her majesties counsell here, further ordered and adjudged.

fol. 210b.

And that furthermore as well the saide Occarall, for him and his servautes tenantes and followers or eny others to be by him or them procured, as also the saide sir Barnabe, for his owne behaulf and for his fathers partie and theire servautes, tenantes and followers or eny others by his or theire procurementes, shall well and trewlie on eche syde one to the other observe and kepe her majesties peace and not to attempte on either syde eny revenge or breche of that her majesties peace for eny cause or matter whatsoever.

And to the dewe and faithfull observacion thereof the said Occarall and the said sir Barnabe have undertaken the same before us, the saide lorde deputie, by theire handes layed or geven in the hande of us, the lorde deputie, aforesaide.

[CLXV.]—At Sainct Sepulchres, nigh Dublin, the xxth of February, 1565[-6] :

The said daie and yeare appered before us, the lorde deputie, Nicholas Harbart, esquier and Heugh MacShane, chief of his nation, against whome the same Nicholas objecting the matters of the praye lately taken from sir Fraunces Herbert, knight, deceased, father to the saide Nicholas, and the murthering of certeyne the same sir Fraunces men and chardging further the said Heugh MacShane with other sondry injuries and wronges :

1565-6.

It is with thassent of those parties, indifferentlie electing and chosing arbitrators, that is to saie the said Nicholas, for his parte, chusing Henry Cowley, esquier, and Meilor Hussey, gentleman, and the said Heugh Mac Shane electing for his parte Fraunces Cosby, esquier, and Ony Mac Heugh that the same arbitrators or eny two of them, whereof one to be of the saide Nicholas parte and the other of the parte of the said Hugh MacShane, meting together on this side the last of Marche next comyng, at Carikyn Earle, shall order and determyne so muche of the said matters in variance as shall by them be founde knowen or proved to touch or concerne the person only of the said Hugh. Whereunto the same Hugh hath fyrmely promised to stand and the same order to performe :

And what further in the behaulf aforesayd shall be found knowen or proved by the said arbitrators against eny others under the same Hughes fol. 211. rule the same to be certified by the daie aforesaid to us, the said lorde deputye and counsell, that we maie thereon take suche further order as to us shall be thought expedient.

[CLXVI.]—At Saynet Pulchers, the xxth of February, 1565[-6] :

Uppon the variances herde before us, the lorde deputie, as well on the behaulf of Arte Omolloy, chief of his nation, touching the taking of a certeyne distresse of late in the saide Omolloyes countrey by Callagh MacTurelagh, one of the captens of her majesties gallowglasse (in respecte of bonnaght then by him demaunded) and not denied by the said Callagh :

As also on the behaulf of the said Callagh complayning also against the said Omolloye for a prey by him lately taken from the said Callagh, and likewise by the said Omolloy not denied :

It is ordered by us, the said lorde deputie, with thassentes of the said Omolloy and the said Callagh, that the matters of those two causes betwene the said Omolloy and Callagh some variance and the restitutioncs and recompences on eche of their behauffles to be made one to the other shall be ordered and determynd by Fraunces Cosby, Henry Cowley, and Nicholas Harbert, esquiers, joyntly, on this side the viith of Aprill next comyng. . And for that purpose then to assemble themselves and mete at Castle Gasshill in Ophalye, and there diligently to employe there best endeavors and travaile to the ordering and determyning of those variances and to advertise us, the lorde deputie, of their order therein to be taken by the feast of Ester next comyng.

And that furthermore, if they the said commissioners shall fynde that the said Callagh for eny respecte or cause shall, over and above the distresse by him taken from the said Omolloy, be ordered to make eny restitution or recompence, that the same shall be defaulted uppon suche the bonnaght as the same Omolloy is ordered by us to pay unto the said fol. 211b. gallowglasse.

[CLXVII.]—At Dublin the xxith of February, 1565[-6] :

Wheare Occarrall, chief of his nation, hath by former warrant to him addressed from the late lorde justice and counsell been willed and commaunded to yeld and paie unto the captens of her majesties gallowglasse one quarter of a yeares bonnaght, the last year graunted for sixe skore sparres of gallowglasse, so rated uppon the said Occarrall and his countrey, by warrant as aforesaide :

1565-6.

And the same Occarall, being nowe present here before us, the lorde deputie, and alleging himself and those under his rule inhabiting to be farr unable, in respecte of theire greate povertie and decays in the same his contrey happened, to satisfie that bonnaght according as the same was by the said warrant graunted and humble prayeng a mytigacion thereof :

fol. 212.

It is ordered by us the lorde deputie with the expresse consentes and assentes of the captens of the saide gallowglasse, here also present, for the causes above rehersed and their good consideracions moving us, the said lorde deputie, hereunto that for this one tyme onely the said Occarall, in full satisfaction of the bonnaght aforesaid, shall content and paye to the saide captens of the gallowglasse onthis side Whitsondaie next comyng, at the forte in Leix, seaven hundreth markes current money of this realme to be answered and paid in kyne by the same Occarall in maner following, that is to say :

The one haulfe thereof incalf kyne, at the rate of twentie sixe shillinges eight pence for every of those incalf kyne, and the rest in other kyne not being in calf kyne, at the rate of thirten shillinges fower pence for every of the same kyne not being incalf kyne. Provyded alwaie that the said Occarall shall not by this our order hereafter in eny wise —¹ to paye bonnought at eny lesse quantitie or other lesser rate then as by indenture of recorde remayning he hath covenanted and is holden to paie and aunsver to her majestie xxiv. of February 1565 :

A lettere issued to Omagher to contribute to Occarall, as hath been worted, the thirde parte of the said bonnaght as the said rates are for this tyme rated and mitigated.

fol. 212b.

[CLXVIII.]—At Saynct Pulchers, nigh Dublin, the xxvth of February, 1565[-6] :

Uppon the hering of the complaintes of sir Edmund Butler, knight, and of Oliver Fytzgarald, gentleman, one against the other, put upp before us, the lorde deputy, beeing for the present occupied with other matters of weightie importance and entending shortly to traivell on our apoynted journey to the parties of Leynster and others the shires nere adjoyninge, for the causes of her majesties service :

It is therefore considered and ordered by us, the said lorde deputie, that those complaynntes so moved by the parties aforesaid one against the other, and before us depending ; shall have contynuanee in the same state as now they stand untill the fyrst day of the next terme, and then to be further herd, considered and ordered as justice shall requier :

And that presently as well the said sir Edmonde Butler as also the same Oliver Fitzgarald shall be bounde severally with good suerties in recognizance of fyve hundreth poundes to be knoleged by them severally to her majesties use, that is to say, the said sir Edmond with condicion to appere here before us, the saide lorde deputie, on the said fyrst daie of the next terme, and in the meane tyme to observe her majesties peace for him and his or eny others by his procurement as well towards the said Olyver, his servauntes, tenantes and followers as also towards Fraunces Randall, gentleman, and that the same sir Edmond furthermore presentlie, uppon his repaire home, shall without delay make full restitution to the said Oliver of the demaundes by him complayned on and not denyed by the said sir Edmond or so satisfie him for the same as no further complaynt be thereon made before us :

¹ Blank in MS.

And the said Oliver with condicion also for like apparance on the daie aforesaid and to observe for him and his or eny others by his procurement likewise her majesties peace towards the said sir Edmond, his servauntes, tenants and followers and to make such restitution to the said sir Edmond of his demaundes which he by his complaynte demaundeth against the said Oliver and by him denyed; as upon further proof to be made before us the said sir Edmond shall by us, the said lorde deputy, be ordered or adjudged. And that as well the said sir Edmonde as the said Oliver after their appearaunce so made shall not departe the cittie of Dublin withoute the especiall lycense obteyned of us, the said lorde deputye.

1565-6.

[CLXIX.]—At Arkloo,¹ the xiith of March, 1565[-6]:

fol. 213.

Where advertisement hath been geven us, the lorde deputie, that contrary former order taken betwene Hugh MacShane, beeng here then present, and Nicholas Harbert, esquier, the same Hough hath made defaulte, and hath not brought in by the fyrst of March, according that former order, Feagh MacHugh, Shane Coge Bewrke, Tirrelagh MacTeige etroda and Cahir Carragh MacDowlen Oburne, as pledges to the handes of the arbitratours betwene them chosen, by the fyrst of March last past, and the said Hough MacShane, upon that advertisement, cauled to aunswer and alleging that he understode those pledges to have been brought to us, the lorde deputie, when we should requier them and not otherwise and so thereby mistoke the order aforesaid:

It is therefore nowe ordered that the said Hugh MacShane shall by Lowe Sondag, next comyng, bring to us, the saide lorde deputie, at Dublin, the pledges above named to abyde such order as then we, the lorde deputie, shall take with them in the behaulf aforesaid.

[CLXX.]—At Arkloo, the xiith of March, 1565[-6]:

fol. 213b.

Upon the hering of the complaynt before us exhibited by Owen ODowle MacBryan, sonne to Bryan O'Dowle McYnerse against Morrough McDowle, of Ballenvallagh, for the killing of the said Bryan, father to the said complaynant, and other matter of losses, damages therein demaunded against the said Morrough: and the said Morrough humblie submytting himself to us, the lorde deputie, and being receaved into her majesties grace:

It is ordered and agreed by thassent of both the said parties and the playntif, both as touching the advauntage of any appele for his fathers said death to be prosecuted against the said Morrough, and also for all other matters, controversies, strives or demaundes from the begynning of the world unto the daie of the date hereof, moved, arisen, styrrd or depending betwene either of the said parties ech aginst the other that they shall abide, perfourme, and obey therin such order, arbitrament, or determynacion as Robert Pipho, William Basnett, Hugh MacShane, and Tibbott MacMorrishe (arbitrators indifferently chosen betwene the said parties) shall arbitrate, order or determyne on this side the feast of Penthecost next comyng:

And it is further ordered that Lucas Othowle and the saide Tibbott Mac Morrishe shall furthwith be bounde to her majestie by wnie of recognizaunce before her majesties justice of her chief bench, to be taken in one hundreth poundes, aswell for the good behaviour and

¹ Arklow, Wicklow.

1565-6. abering of the said Morrogh hensfourth towardses all her majesties liege people, as also to bring fourth the body of the said Morrogh on the day of the feast aforesaid, or soner if they shall so be required before us, the said lorde deputie and counsell, whereby the said Morrogh shall thereuppon take knowledge of the order passed by the arbitrators aforesaide and further assure the playntiff for the performauce of the same.

fol. 214.

[CLXXI.]—Apud Droghedam, die Martis, decimo sexto, videlicet, die Julii, 1566, anno regni regine Elizabeth octavo :

1566.

H. Sydney.—It is concluded by us the lorde deputye, the lordes spirituall and temporall of this realme and the rest of her majesties counsell of the same, whose names be hereunto subscribed, (the rest beeng uppon reasonable excuses, and otherwise in service of her majestie absent) : That for the service of her highnes, and quyete and deffence of this realme and of her majesties subjectes of the same there shall be a generall hostyng proclaymed after the old custome by wrytte, for six weekes at the rate of three plowland to a carte. The same to begyn the xvth of Auguste next to come, and to assemble the same daye at such place as the lorde deputye shall apoynte, with the risyng owt of the cuntry requysite to the same.

Adam Armachanus.—H. Midensis.—Jenico, vic. of Gormanston.—Christopher Delvyn.—R. Trimletiston.—T. Louithe.—Crystofer Howthe.—Jo. Plunket.—Robert Dyllon.—Thomas Cusake.—N[icholas] Bagenall.¹—Henry Draycott.—Francis Agarde.

fol. 215.²

[CLXXII.]—At Dublin, the ixth of Aprill, 1566, in the castell chamber there :

Memorandum : That day appering before the lorde deputie and counsell as well the right honorable Gerald, erle of Desmond, as also sir Morrice Fitzgerald of the Deassy, knight, lately in this realme arryved, and after delivery made by the said erle of her majesties letteres to the said lorde deputie and counsell, wherein her highnes pleasure is signified as touching the variaunces and demaundes betwene the said erle and the said sir Morrice :

It is for the present ordered that as well the said erle as also the said sir Morrice shall be bound presently in recognizance severally to be taken of them to her majesties use in the somme of one thousand poundes currant money of this realme, to observe her majesties peace eche of them to and towardses the other and to and towardses the servauntes, tenantes and followers belonging to either of them :

And that as well the said erle as also the said sir Morrice, within xiiii daies next ensueng the date hereof shall inlargeth and sett at libertie all such prysoners as hath been at any tyme within twelve monnethes last past, taken aswell on the behaulf of the said erle or eny others under his rule, being the said sir Morrice[s] servauntes, tenantes or followers, as also on the behaulf of the said sir Morrice or eny other for him, beeng servauntes, tenantes or followers to the said erle and to accquite and dischargde presently all and every such the suerties and theire bandes as have been or are bounde or have undertaken for eny rampson of eny those prysoners on ech partie or behaulf to be paid or aunswered. And if such rampson as allredy hath been exacted or receved by any of those parties on eny prysoner so taken within the

¹ Marshal of the army in Ireland.

² Fol. 214b. is blank.

tyme aforesaid, to abide thereapon the further order of the said lorde deputy in that behaulf hereafter to be taken.

1566.

And that aswell the said erle as also the said sir Morrice shall personally appere at Youghell, before the said lorde deputy upon his lordeshippes next repaire thither and there not to departe without the speciall lycense of the said lorde deputie, till that there upon the further hering and debating of the originall causes of the variances between the parties aforenamed, growen and arisen within the tyme before lymtyed and their proffes on eche syde also herde which are ordered by this our order to be in the meane tyme produced and examyned before sir Warham Scintleger, knight, and the rest of her majesties commissioners, beeng presently repared into the parties of Mounster for the stablishement of the good order and quiet in those parties. fol. 215b.

Further order upon those variances may be taken and established as by the lorde deputy and counsell shall be thought mete according her majesties said pleasure signified unto them in that behaulf.

[CLXXIII. 1.]—At Kylkenny, on Saturday the xxiiith of Marche, 1565[-6]. fol. 216.

It is ordered by the lorde deputie and counsell, upon the hering of the complayntes as well on the behaulf of the lorde baron of Donboyne against Piers Butler of the Grallagh, his brother and Patricke Shurlog, esquier, as also on the behaulf of the same Piers, the said Patrick and others, the freholders or inhabitants of the cantred of the Tryem-neanaghe against the said lorde baron of Donboyne, there severally exhibited, and the severall aunswers thereon then also beeng redd, that bothe for because the shorte abode of us, the said lorde deputie, here and the conveniencie of tyme and place hath not served to the orderly fynisshing or deciding of those variaunces that the same complayntes with the said severall aunswers thereunto shall be further referred upon the further proof thereon to be had on eche parties behaulf to the order and determynacion of sir Warham Sentleger, knight, and the rest of the commissioners nowe apointed to repaire into Mounster for the establishment of the better good quiet in those parties :

And that aswell the said lorde baron of Donboyne, for the good observacion of her majesties peace to be well and trewly observed and kepte by his lordshippe, his tenantes servauntes and followers to and towards the erle of Desmound, his servauntes, tenantes, and followers and the freholders under his lordeshippes rule, and likewise that the same lorde baron shall quietly permytt the said Patricke Shurlog or his sufficient deputie to exercise his office as sheriff within that the countie or libertie of Typperarie so long as he shall be thereunto authorised and that the same lorde baron hensforth shall not use or enterteine any other or more number of gallawglasse, harquebuters, horsemen or kerne then by former order hath been apoynted and allowed from this bourde to be kepte enterteined or used by his lordshippe excepte hereafter by this bourd he shall therein further be lycensed upon especiall occasion :

As also that the said Peires Butler and the sayde Patricke Shirloge and either of them for them selves their servantes tenantes and followers, for the like observacion of her majesties peace to and towards the said lorde baron of Donboyne, his kynesmen, servantes, tenantes and followers and the rest of the freholders and the inhabitants under his lordeshippes rule shall be also severally bounde to her majestie in fyve hundreth poundes apece by recognizance, orderly to be recognized for that purpose. fol. 216b.

1565-6.

And further that either personally shall appere at Dublin on the fyrst day of the next terme and thence not to depart without lycense of us the said lorde deputie but to attend the further order of this bourde to be taken for the further quiet and reducing to good agrement and confirmytie the above named the baron of Donboyne and the said Pires and Patrick, nowe at this present resting so in variance and as yett unreconsiled, and that the said lorde baron, Piers Butler and Patrick Shurloge ne eny or either of them sha'll departe the saide towne of Kilkenny till they have orderly, as afore is ordered, recognized severall the recognizance as afore expressed before her majesties commissioners here now remayning.

[CLXXIII. 2.]—xxiiiith March, 1565[-6] :

The within named lorde baron of Donboyne, Piers Butler of the Grallagh, esquier, and Patrick Shurloge, esquier, hath confessed severally to owe her majestie fyve hundreth poundes, as within ys ordered, uppon condicion to performe on either their behaulfes the order of the lorde deputy and counsell within specified before her Majesties commissioners.—

John Plunckett.—Henry Draycott.—Luke Dillon.

fol. 217.

[CLXXIV.]—The true copie of the lettere sent unto the lorde deputy :

1566.

My humble duty premissed : I have received your lordshippes lettere on Monday last past, which daie, being ryding one of my young horsse, had a falle and strayned my legge and thingking that I had no harme thought a rodyn yesterday to accomlishe your lordeshippes will but for that my leige is not as yet well recovered I have sent your lordeshippe my servaunt Hossey to understand your lordeshippes further pleasure and if it be for eny weightie matters as sone as I fele myself well at eyse, I will do your lordeshippes commaundment.

I have sent your lordeshippe Lysagh Omore and Caeyr Omore, whereof one of them is to be deliyverid unto your lordeshippe in a hand lock, which your lordeshippe maye retourne unto agayne, and, God willing, he shall be saffly kept.

And so I take my leave, wisshing your lordeshippe helth with increase of honor.

From Rathhangann the xth of Apprill, 1566, your lordeshippes assuryd to commaund,
G. Kyldare.

To the right honorable and my very good lorde, my lorde deputy, gyve this.

fol. 217b.

[CLXXV.]—At Kylmayneham, on Thursday the xith of Apprill, 1566 :

The same daie and in the place aforesaid came before the lorde deputie Lysagh MacKedagh Omore, the elder brother, and Kahier MacKedagh Omore, the younger brother, humblie uppon theire knees submytting themselves to the said lorde deputie and made humble peticion to be receved under her majesties grace and protection, and promising and understanding hensfourth to become of good behavior and lyve as her majesties good and loyal subjectes :

The said Lisagh, the elder brother, with the expresse assent and consent of the saide Cahier, his younger brother, both in perfourmaunce of the said promise and undertaking and also that the same Lisagh

during his libertie nowe graunted and that such his servauntes or late followers as he shall allure bothe to dwell with him or to manure and bring goodes and cattells to suche porcion of land as the said lorde deputye, uppon further deliberacion and advise, shall assigne unto the said Lisaghe, shall likewise be and contynue of good behavior; and the same Lysaghe to aunswer also for eny their factes hensfourth or to present theire bodies before the said lorde deputie, did put the same Cahier into the handes of the said lorde deputie into a hand locke to remayne as pledge for the trewe observacion of the premisses and uppone eny defaulte or breche to happen in the behaulf aforesaide the same Cahier to be ordered at the will and pleasure of the said lorde deputie :

Whereuppon the said Cahier was received as pledge in hand by the said lorde deputie for perfurmance of the premisses aforesaid, and for the advoyding of the said Cahiers further chardges if he shulde have been commyted to the castell of Dublin, there to be kepte in safetie, (and former request in this behaulf beeng made by the erle of Kyldare to have the custody of him) the same Cahier was presently by the said lorde deputie delyvered in hand to Meylor Hussey, gentleman, steward to the erle of Kyldare), who received him in charge as her majesties prysoner, ymmediately to be brought and presented to the sayd erle and under his lordeshippes chardge and saulf custody to remayne and be kept as pledge for the causes aforesaid and to be forthcoming when the said lorde deputy shall demaund him. fol. 217 *

[CLXXVI.]—By the lorde deputy and counsell :

Uppon the hering of sondry complayntes aswell on the behaulf of Teyg MacWilliam OKelley agaynst the right honorable Richard, erle of Clanricard, as also on the behalf of the same erle against the said Teige, one against the other, severally propounded and especially of the matter of the praye lately taken by the said erle from the said Teige of the valewe, as he complayneth, of two hundreth poundes, besydes the imprysonment of the same Teiges wiffe and his eldest sonne, now beeng in hand with the said erle :

It is ordered and decreed, with thassent of the said erle, that ymmediatly uppon his repaire home from this the towne of Dondalk he shall release and putt at libertie Sabyne,¹ the wiffe of the said Teige, and make restitution of the said praye so as aforesaid taken from the same Teige MacWilliam OKelly, to the handes of the said Teige or such other person as he shall appoyncte to the receipte thereof : fol. 217*b.

And for the more better deciding and ending of the rightfullness of the taking of that praye aswell as all other matters of complaynte, challenge and demaunde, which on the partie or behaulf of the said erle against the said Teige, or on the behaulf of the same Teige against the said earle, or to be objected, challenged or demaunded: it is agreed, with the assent of both the said parties that the same shall be decided and ended on this side mydsomer daye next comyng after the date hereof by the archbisshopp of Tuam² the bisshopp of Clonforte and the maior of Galweye, nowe being, yf they so can do or then in delaydly to advertice us in whome the default is why they cannot so end or fynnysh those variances :

That thereuppon to prefix to the said earle and Teige a certen daie to appere before us to abide our further order to be taken for the fynnyssh-

¹ Sadhbh, Sabina.

² Tuam] Thomond, MS.

1566. ing of those variances. And that the commissioners certifie us of that daie if any shall by them be so prefixed :

And it is furthermore ordered by us, the lorde deputie and counsell, that for the better assurance and performacion of such the orders as either by the said commissioners or as aforesaid otherwise by us shall fortune to be taken touching eny the said earles challenges or demaundes against the said Teig that John MacTeige OKelly, sonne to the said Teige, nowe beeing in hand with the said earle, shall be by the said earle uppon his said repaire home furthwith delivered and putt into thandes and under the custody of the maior of Galwaye, to be remayning as one pledge in that behaulf till order be further addressed from us for his release.

And that also Hugh MacTeige OKelly, another sonne of the said Teiges, for the like purpose as herein the earle of Kildare also hath undertaken before us, shall likewise be delivered as a pledge in like maner into the handes of us, the said lorde deputie, when we shall demaunde the same pledge in like manner into the custody for cause aforesaid.

Yeven at Dondalke, the third of May, 1566.

fol. 218.

[CLXXVII.]—By the lorde deputye :

Uppon the hering of the complaynte of Bryan OKelly of Connaght, gentleman, against the right honorable Richard, earle of Clanricard, before us exhibited and the same earle, here then beeing present and cauled to the aunswering thereof, hath for aunswere said that as touchyng the matter therein charged on Ullike Bourke, the said earles sonne, for the killing of Hugh OKelly, sonne to the said Bryan, albeyt the same Ullike happened to be in the company of the malefactors whiche commytted that facte, yett the same Ullike with his owne handes commytted not that acte nor was, the said earle alledgeth, assenting thereunto, and neverthelesse the pryncipall malefactor by the earles meanes apprehended and executed for that facte, whose aunswer for that parte no mattereall matter on the behaulf of the said Bryan beeing alleged before us to the contrary, we have accepted¹ as sufficient to the discharge of the said Ullike for that facte onely.

And forasmuch as the pray taken by the said Heugh from Oconnor Dune, mencioned in the saide complaynt, is not denyed by the said erle to be reskued and taken by the said Ullike and his company from the said Hugh, before the tyme he was so killed, and also three horsses and three habergyns :

And that moreover the rest of the matter of the said complaynt touching the praye taken by the said earle and other the burninges and spoyles by him done uppon Koghe Offallon, a tennant of the said Bryans, and averred by the said earle to be well taken by reason of slanty broken² by the said Bryan towards the said earle, and the said Bryan protesting contrarywise that no such slanty was by him broken but was and is to be warranted at the tyme of the supposed breach thereof by vertue of commission then adwarded from the late lorde justice in the causes of her majesties service with the underconstable of Athlone remayning, is presently with the assentes of the said earle and Bryan, putt to the saieng of the said Koghe Offallon himself, for the more manyfest declaracion of his certen losses, and the certen of the praye so from him taken by the said earle :

fol. 218b.

¹ Accepted] excepted, MS.

² In margin : "Justification of burnings and spoyles by reason of slantie broken."

It is therefore by us ordered and decreed that the said earle shall make present restitution to the said Bryan of the foresaid praye so reskued and taken from the said Heugh OKelly by the said Ullike, together with the three horses and the three habergynes aforesaid. And our further order as touchyng the matter of the said Koghe Offallans preye to depend in suspense¹ till the repayer of us the said lorde deputy into those parties and the sayeng knowen in that behaulf of the said Kogh Offallen.

Yeven at Dondalke, the third of May, 1566.

1566.

[CLXXVIII.]—By the lorde deputie and counsell :

fol. 219.

Where of long contynuaunce aswell in the tymes of the severall governementes of sondrye the governors of this realme, predecessors to us, the said lorde deputye, as also synce we, the same lorde deputie, have had the government here, sondry grevous complayntes have arrisen, and been moved as touching the placing and victelling of the soldiars reteyned in garrison in this realme, and divers variaunces by reason thereof growen betwene the same soldiars and such other persons on whome they were in tymes past and nowe are so cessed and placed, (over and besydes the gret unredynes and discomoditie for redde service) insomuch as beeng at cesse and dispersed in sondry countres, farr distant one from another, they mought not easely, aptly or comodiously (euy sodeyn or present occasion serving for service) be togethers in redynes assembled; whereby greate hindrance hath arisen and doth accrewe in the marshall service and affaires of this realme :

It ys therefore condiscended concluded and agreed by us, the said lorde deputie and those of her majesties said counsell, whose names are hereunto signed, for the better ease of the parties so greved, and the soldiars for her majesties service to be in the more and better redynes, that two hundreth and fyfty fotemen of her majesties retynue here, such as the said lorde deputie shall please to appoynt, shall be placed and cessed in suche towres nigh to the borders for occasion of her majesties service as to the said lorde deputies discretion shall seame fytttest, and so to remayne and contynue from the fyrst day of May last past till the last of September next comyng.

And for that the exilitie of those soldiers interteynementes is such as with respecte had of payeing owte thereof for their victelles, and otherwise therewithall also to furnishe them selffes with competent apparrell and munycion, will not suffice or arrise to the aunsweryng of that charge so long as they shall be so remayning and placed in the townes nigh the borders, as aforesaid, wee have agreed and concluded also for the better ease of the country which shuld so have borne them to cesse, that a certeyne overplus² of fower pence per diem for the better mayntenaunce or increase of thentertaynement or wages of every the aforesaid two hundreth and fyftie fotemen so being placed on the borders aforesaid, fol. 219b. whilst during the tyme as aforesaid, they shall be there remayning, shall be rered, levied, and contributed on the severall counties of Wexford, Kildare, Dublin, Meth and Westmeth, on this syde the fyrst of October next comyng by such person and persons as thereunto the said lorde deputie, [by] warrant under his hand signed, shall apoynte and auctorise :

The devicion or allotment whereof is by us referred to sir John Plonkett, knight, sir Robert Dillon, knight, sir Thomas Cusacke, knight, and

¹ *Suspense*] suspecte, MS.

² In margin : "An increase of fourpence per diem upon the country to eche of the souldiers lying upon the borders."

1566.

James Barnewell, esquier, or any thre of them, to be made and fynysshed by the twelveth daie of July, next ensueng :

And the county of Lowth, whereon the marshall with his band of horsemen and theire horssees, are presently cessed and placed; and also the countie of Catherlagh, which also is chardged with the cesse of horsemen under the leading of capten Heron, and belonging to the howse of Lawghlyn, clerely to be exempted owt and from the same contribucion and therwithall in enywise not to be chardged, for the considerations before rehersed.

Yeoven at Dublin, the xxiith of May, 1566.

fol. 220.

[CLXXIX.]—Hec indentura, facta decimo septimo die Junii, anno Domini, secundum computacionem Anglicane ecclesie, millesimo quingentesimo sexagesimo sexto [1560], inter Omolaghlyn, sue nationis principalem, ex una parte, et Johannem MacCoughlan, filium Macoughlan, sue nationis nunc etiam principalis, partem se facientem pro eodem patre suo et liberis tenentibus patrie sue, ac de ad infrascripta sistendo, ex parte altera, testatur qualiter prefati Omolaghlyn et Johannes MacCoughlan, die et anno predictis, coram nobis personaliter constituti, eidem Omolaghlyn conquestus est quod prefatus Maccoughlan, ejus ut pretendebatur sequax, vi atque injuria ab eo per longum temporis cursum detinuit non solum quendam annualem redditum duodecim marcarum,¹ (quem redditum antecessores predicti Maccoughlan, prefati conquerentis, antecessoribus solvere usitati sunt) verum etiam expensas patrie predictae pro victualibus ibidem sumendis quolibet anni quarterio pro viginti et octo horis, totiens quotiens, ejusdem Omolaghlyn antecessoribus vel sibi ipso visum fuerat :

Necnon surreccionem sive evocationem centum turbariorum super et extra eandem patriam ad libitum conquerentis evocandorum :

De quibus premissis antecessores prefati Omolaghlyn, tempore a quo memoria hominum non existit, possessionati fuere et per eundem Omolaghlyn coram nobis adhuc allegatum fuit :

Ad que predictus Johannes MacCoughlan, ex parte predicti patris sui aliorumque dictorum liberorum tenentium patrie predictae, pro quibus idem Johannes in hac parte stare et respondere coram nobis auctorisatus est, ut adtunc affirmabatur respondendo dixit clameum prefati Omolaghlyn in premissis minus justum fore, allegans initium demandorum predictorum hactenus vi et injuria atque manu forti antecessorum prefati Omolaghlyn inceptum usurpatoque titulo usitatum fuisse et esse, neque enim aliquo recto jure stabilitum, quodque eo pretextu et occasione predictus Maccoughlan, pater predicti Johannis, redditum predictum, ut prefertur per dictum Omolaghlyn clamatum per spacium sexdecem annorum ultime preteritorum solvere renuit et omnino recusavit :

fol. 220b.

De quibus tamen controversiis et demandis omnibus et singulis partes litigantes prenominate ex suis unanimis et voluntariis consensibus et assensibus submiserunt se arbitrio sive ordinatione nostri domini deputati reliquorumque hic sue majestatis a consilijs quoque modo fiendo : et habita superinde per nos dictum dominum deputatum et consilium matura deliberacione, perpenderesque consuetudinem predictam de expensis patrie predicti Maccoughlan sive victualibus super eandem modo et forma prerecitatis sumendis, irritam, invalidam, cassam et anno vacuum et vetitam de jure hujus regni fuisse et esse sicque fore debere :

¹ In margin: "For Omolaghlin, for nine markes, Irish, chiefe rent upon Macoughlan."

Necnon surreccionem sive evocationem turbariorum dictorum in forma predicta per ipsum Omolaghlyn clamatum et petitum alicui tali subdito sue majestatis haud convenire seu aliquem talem regalem usum vindicare et propterea quod predictus Johannes Maccoughlan haud negare nequivit, quin quod predictus redditus aliquibus temporibus predictos sexdecim annos precedentibus solvebatur predicti Omolaghlyn predecessoris, quamvis tamen (ut idem Johannes asserit) minus juste.

Nos, dominus deputatus, ac reliqui sue majestatis a consiliis, quorum nomina presentibus subscribuntur, ad refellendum controversias quascunque circa premissa inter partes predictas quomodolibet exortas, motas, sive pendentes indiscussas, per hanc nostram sententiam sive hoc nostrum finale decretum quam sive quod ferimus et pro mulgamus in hiis scriptis :

Decernimus, declaramus et pronunciamus et adjudicamus predictam Macoughlan, sue nationis nunc principalem, et successores et heredes suos de cetero et imperpetuum ab omni et omnimodo servitio prefato Omolaghlyn, nunc sue nationis principali, seu successoribus vel heredibus suis quovismodo impendendo et ab omni clameo pro eodem liberos et immunes imperpetui fore et esse, atque ab omnibus impositionibus preantea specificatis :

Quodque prefatus Omolaghlyn seu successores vel heredes sui prefatum Maccoughlan, heredes seu successores suos, ratione alicujus prescripcionis sive preteriti consuetudinis ut sequacem sive sequaces suos vel aliquas impositiones prelibatas seu aliquam partem eorundem exigere, clamare sive vindicare minime debeat aut debeant aliququaliter, sed ab omni clameo inde totaliter sint exclusi :

Et quod solummodo prefatus Maccoughlan et successores sui tenentur imperpetuum per presentesolvere prefato Omolaghlyn, seu heredibus vel successoribus suis, quandam annuitatem sive annualem redditum novem marcarum legalis monete Hibernie, ad duos anni terminos, videlicet, ad festa Sancti Michaelis Archangeli et Pasche annuatim per equales porciones, intra unum mensem proxime sequentem quodlibet festum festorum predictorum solvendam, prima enim solucione inde incipienda ad festum Sancti Michaelis archangeli proxime futurum, pro omnibus servitiis, clameis et demandis quibuscunque. fol. 221.

In cujus rei testimonium tam partes predicti hisce indenturis sigilla sua alternatim apposuerunt, quam etiam nos, dominus deputatus, et reliqui a consiliis presentibus nomina nostra subscripsimus in majorem fidem et testimonium omnium et singulorum premissorum :

Apud Dublin, die et anno prius preprecitatis.

[CLXXX.]—The generall hostyng northwarde agaynst Shane O'Neill, sett fourth by the right honorable sir Henry Sydney, knight of the noble order of the garter, lorde president of Wales and marchesse thereof, lorde deputy generall of this realme of Irelande the — ¹ of — ² and contynuyng for — ³ dayes : fol. 221b.

A note wheareby the shireff of the countie of Dublin shall knowe and warne suche persons as shall sett fourth to this hosting and howe :

Dublin :—The barony of Balrothery :

John Cardiff of Turvy	-	-	-	i	archer on horseback.
James Barnewell of Brynmore	-	-	-	ii	archers
Christofer Barnewell of Gracediew	-	-	-	iv	„
Richard Fynglasse of Westplestone	-	-	-	i	archer

1566.

Robert Prestone of Balmadon, to sett			
fourthe - - - -	ii	archers on horseback.	
Walter Cruce of the Nall - - -	ii	"	"
Travers of Ballykey in person, and - -	ii	"	"
Nicholas Stokes of Knockengen in person,			
and - - - -	i	archer	"
Thomas Fitzsymondes of Curduff - - -	ii	archers	"
Bartholomewe Bathe of Laundeston in			
person - - - -	i	archer	"
Mathewe Begge of Boranstone - - -	i	"	"
William Conran of the Corragh, in person	i	"	"

The summe of this baronye amounteth to —¹ cartes, which cartes were converted into garrons, after the rate of five garrons to every carte and to every five garrons three hable men to dryve them.

fol. 222.

The barony of Cullocke :

The lorde of Howth in person - - -	vi	archers on horseback.	
William Talbot of Malahide, in person -	iv	"	"
The baron Bathe of Dromconragh - - -	iii	"	"
John Plunckett of Donshogheley - - -	iii	"	"
Nicholas Hollywood of Tartayne - - -	iii	"	"
Robert Taillor of Swerdes, in person -	ii	"	"
Patricke Russell of the Seaton - - -	i	archer	"
Bartholemewe Russell of Feltrym and his			
brother, James Plunckett, in person -	i	"	"
Thomas Wicombe of Drynan in person -	i	"	"
William Blackeney of Rigkynehorde, in			
person - - - -	i	"	"
Patricke Caddell of Caddlestone - - -	i	"	"
Christopher Foster of Killogh - - -	i	"	"
Emery Howthe of Killester - - -	i	"	"
Markes Barnewell of Donbroo - - -	i	"	"
Walter Golding of the Grange, in person -	i	"	"

The summe of this baronye amounteth to —² cartes (fredomes except) which was converted into garrons, as is aforesaid.

The barony of Newcastle.

The archbisshopp of Dublin - - -	viii	archers on horseback.	
Edward Barnewell of Dromnagh, in person	i	archer	"
William Sarsfeld of Lucane - - -	i	"	"
Robert Talbott of Belgar, in person - -	ii	archers	"
Alen of Palmerston - - -	i	archer	"
Richard Talbott of Templeoge - - -	i	"	"
The portreff of the Newcastle - - -	i	"	"

The somme of this baronye amounteth to —³ cartes converted as aforesaid into garrons.

fol. 222b.

The barony of Castell Knocke :

Symond Luttrell of Lutrelston - - -	ii	archers on horseback.	
Bartholmew Dillon of Cappoke - - -	ii	"	"
Thomas Bealing of Stradbally - - -	ii	"	"
Roger Fynglasse of Porterston in person -	ii	"	"

The summe of the cartes of this baronye amounteth to —⁴ the same converted as aforesaid into garrans.

The barony of Rathedowne :

1566.

The Lady Travers¹ of Monkton - - iv archers on horseback.
 Thomas Fitzwilliams of Meryon, in person ii „ „

This barony amounteth to cartes levied alwaies in money and to this hosting was not cessed but did answer the marche cariage.

Meith.—The barony of Dulike :

The lorde vicecounte of Gormanston - viii archers on horseback.
 Darcy of Platen, in person - iii „ „
 James Aylmer, in person, of Dolardston - ii „ „
 Oliver Darcy, in person - i archer „
 Talbott of Dardeston - - iii archers „
 Caddell of the Nall, in person - ii „ „
 Bryte of Tullocke, in person - ii „ „
 Feld of Payneston, in person - i archer „
 Thomas Darcy, in person - i „ „
 Hamling of Smythstone, in person - i „ „
 Whyte of Flemyngton - i „ „
 Sarsfild² of Sarsfieldstone - i „ „
 Bathe of Colpe - - i „ „ fol. 223.

The summe of this barony amounteth to —³ cartes and the same, converted as aforesaid, into garrans, after the rate above lymyted.

The barony of Skryne :

The lorde of Killene, the lorde of Donsany, with the
 rest of the Plunckettes, in person - - - - - xxiiii horsemen.
 Nicholas Nugent - - - - - iii archers on horseback.
 Mr. Draycott - - - - - i archer „
 Sir Thomas Cusacke of Lesmollen, in
 consideracion of his absence, but - iii archers „
 Sir Christofer Chever of Maston - iii „ „
 Bathe of Raphecke, in person - iii „ „
 Kent of Daneston - - ii „ „
 Cusake of Gerardeston, in person - ii „ „
 Thomas Dillon of Ryverston - - iii „ „
 Peter Dillon - - - - - i archer „
 Tancarde of Castelton, in person - i „ „
 The portriff of Skryne - - i „ „

The summe of this barony amounted to —⁴ cartes to be converted into garans, as aforesaid.

The barony of Ratowthe :

fol. 223b.

Barnewell of Kilbrye, in person, with - i archer on horseback.
 Berforde of Kilrowe „ „ - i „ „
 Talbott of Robarteston „ „ - ii archers „
 Ivers of Donshaghlen „ „ - i archer „
 Weasely of the Blackehall „ „ - i „ „

The summe of this barony amounteth to —⁵ cartes, converted as aforesaid into garrans.

¹ See Chartularies of St. Mary's Abbey, Dublin, Rolls series, 1884, ii. xxxviii, xlv.

² In margin : " Within adge."

^{3, 4, 5} Blank in MS.

1566.

The barony of Donboyne :

Phepo of the Rowan, yf he have a
 fredome - - - - i archer on horseback.
 Fraunces Delahide - - - - i " "
 The barony is in the [w]hole but three cartes, which, converted into
 garrans, after the rate abovesaid, make fifteen garrans.

The rysing owte of Westmeth :

The lorde of Delven; the Nugentes of the half
 baronye of Fower - - - - xx horsemen.
 The Tuites¹ - - - - vi "
 The Tirrelles - - - - vi "
 For Ferbill - - - - vi "
 Petites - - - - iiii "
 Dallamares - - - - iiii "
 The Nangelles and Ledwidiches - - - - ii "
 The Daltons - - - - vi "
 The Dillons - - - - vi "

fol. 224.

The baronys of Dece and Moyfenraghe :

The baron of Galtrym, in person - iiii archers on horseback.
 Barnewell of Arrotesten, in person - ii "
 James Dowdall - - - - ii "
 Delahide of Moyglare, in person - ii "
 Wesley of the Dengen, in person - iiii "
 Bartholemewe Cusake - - - - i archer "
 Flemyng of Derpatricke in person - i "
 Meiler Hussey - - - - ii archers "
 Delahide of Asye in person - - - - i archer "
 The summe of theise two baronyes amounteth in the hole to 2
 cartes as aforesaid.

The barony of Lune :

Lynch of Dunnore - - - - i archer on horseback.
 Rocheford of Keranston in person - i "
 The porteriff of Atheboye - - - - iiii archers "
 Barnabe Skurloke - - - - ii "
 The summe of this barony amounteth to 3 cartes converted as
 aforesaid.

The barony of the Novan :

The bisshopp of Meth - - - - viii archers on horseback.
 The lorde of Trymlestone - - - - vi "
 The baron of Novan - - - - iiii "
 The baron Dillon - - - - ii "
 Rocheforde of Kilbryde - - - - iiii "
 Michell Cusake, in person - - - - ii "
 Ivers of Ratayne - - - - i archer "
 The portriff of Trym - - - - iiii archers "
 The portriff of the Novan - - - - iiii "
 Teling of Mullagha, in person - - - - i archer "
 Hill of Alenston, in person - - - - i "
 Missett of Laskartan - - - - i "
 Eustace of the same - - - - i "
 The summe of this barony amounteth to —⁴ cartes, converted into
 garrans, as aforesaide.

fol. 224b.

¹ In margin : " This sholde have bene entred after all the baronyes of the countie
 of Methe."

², ³, ⁴ Blank in MS.

1566.

The barony of Kenlis :

Alexander Barnewall, with the horsemen	-	-	-	iii horsemen.
Everarde of Randelston, in person	-	-	-	ii „
Mape of Maperath, in person	-	-	-	i horseman.
Drake of Rahode, in person	-	-	-	ii horsemen.
Betaghe of Moynaltie, for his contrey	-	-	-	vi „
Ledwiche of Cookestone	-	-	-	i horseman.
FytzJohn, Fyanston, in person	-	-	-	i „
The sofferaigne of Kenlis	-	-	-	ii archers on horseback.

The summe of this barony amounteth to —¹ cartes converted as afore.

The barony of Slane :

The baron of Slane to serve to the hosting but sixe horsemen for himself, besides the leading (if he go to the hosting) of the baronyes of Slane and Margallen, and nowe for the defence of the contrey to have but his owne horsemen and his owne kerne, and the leading of the barony of Slane and to make upp sixteene horsemen and twenty-four kerne to attend uppon Thomas Flemynge of Sydore and such one as the said baron shall appoynte to wache night and daie for defence of the fol. 225. contrey with theire victells.

Barnewell of Stockallen, in person	-	-	-	iiii archers.
Barnewell of Roweston	-	-	-	ii „
Netterfeld of Dowth, in person	-	-	-	ii „

All the archers to be ahorsebacke.

The halff barony of Fower :

The Plunkettes	-	-	-	-	xxiiii horsemen.
Balfie of Galmoweston, in person	-	-	-	-	ii „
Barnewell of Moylagh, in person	-	-	-	-	i „
Tuyte of Baltrastyn	-	-	-	-	i „

Summe of this barony amounteth in the whole but to —² cartes, converted as afore, etc.

The gentlemen of the baronye of Kells and the half baronye of Fower to attend uppon the Plunkettes, to serve to the hosting thirty-one horsemen and serving at home four score horsemen.

The baronye of Margallen to attend uppon the sheriff and Patricke Cusake in the contrey double there number with their vituelles to lye owte night and daie, where it shall be thought requisite for the defence of the contrey.

The barony of Margallen :

Thomas Flemyng of Stephenson, sherif, in person	-	-	-	iii horsemen.	fol. 225b.
White of Clodgell, in person	-	-	-	ii „	
Veldon, in person	-	-	-	ii „	

A note whearby the sheriff of the countie of Lowth shall knowe and warne suche persons as shall sett fourth to this hosting and howe :

County of Louth :³

The lorde Prymate	-	-	-	vi archers on horseback.
The lorde of Lowth, in person, with the				
Plunkettes	-	-	-	vi „ „
Taff of Cookeston, in person	-	-	-	ii „ „

^{1, 2} Blank in MS.

³ In margin : "The rising owte of Uriell, at the leading of the lorde of Lowth, xxiiii horsemen to the hosting and at home double the number. This xxiiii horsemen is besyd the prymates companye, the townes of Dondalk and Arde."

1566.	The Dowdalles, in person	-	-	-	-	iiii	horsemen.
	The Garrnons, in person	-	-	-	-	vi	"
	The Bedlowes, in person	-	-	-	-	v	"
	The Taffes, in person	-	-	-	-	vi	"
	White of Balregan	-	-	-	-	i	"
	Hadsor	-	-	-	-	i	"
	Moore of Barnemeth, in person	-	-	-	-	i	"
	White of Rochefordeston	-	-	-	-	i	"
	Clynton of the Water, in person	-	-	-	-	i	"
	Clynton of Dromcasshell	-	-	-	-	i	"

This sheire hath no cartes but the plowelandes are alwaies accustomed to be levied in money, saving onely fower cartes owte of the barony of Ferrarde.

fol. 226.

Kildare :

The countie of Kyldare did not aunswer the accustomed cartes to this hosting, for that the erle of Kildare, with the vicecounte of Baltinglas and the rest of the gentlemen of the same shiere, were appoynted to attend uppon the lorde deputie.

City of Dublin :

The cyttie of Dublin sett fourth to this hosting with threscore archers and gonners, well appoynted, who nevertheles went not but remayned for the deffence of the borders.

Town of Drogheda :

The towne of Drogheda did likewise sett owte to this hosting with fortie tall fellows, well appoynted, who nevertheles went not but remayned for the deffence of the borders.

The rysyng owte of the Iryshe lordes and captaynes to this hosting :
Fraunces Agard, esquier, senesshall of the Byrnes contrey, with the gentlemen of the same, xii horsemen, xxiiii kerne.

Nicholas Heron, esquier, capten of the Cavennaghes contrey, with the gentlemen of the same, xii horse, xxx kerne.

fol. 226b.

Okarwell, with	-	-	xii	horse,	xxiiii	kerne.
Magoghegan	-	-	iiii	"	xxiiii	"
Omolmoye, with	-	-	vi	"	xl	"
Omolaughlyn, with	-	-	iiii	"	xxiiii	"
Omadden, with	-	-	iiii	"	xii	"
Hugh Omadden	-	-	—	"	—	"
Magennesse	-	-	xii	"	xxiiii	"
MacMaghon	-	-	viii	"	xv	"
Capteyne of Ferney ¹	-	-	x	"	xxx	"
Savage	-	-	iiii	"	xiiii	"
Oraley	-	-	xl	"	c	"

Phelym Roo, with his accustomed owte rysyng.

Ohanlan, with his like rysyng owte.

Magwyer, in the same sorte.

Omagher, with his accustomed rising owte.

Sir Edmund Butler, knight, for the erle of Ormounde, his brother, in person, with the same erles rising owte of borsemen and kerne, and her majesties forty kerne under the same, sir Edmond's leading.

¹ In margin : " By later presidentes, 8 h[orse] 15 k[erne]."

The baron of Donboyne, in person, with his horsemen and kerne.

1566.

The baron of the Cahier to send his sonne or his brother to the hosting, with his accustomed rising owt of horsemen and kerne.

The baron of Upper Ossories sonne, with his horsemen and kerne, together with her majesties forty kerne under the same barons sonne, sir Barnabe Fitzpatrickes leading.

[CLXXXI.]—After our hartie commendacions to your lord- fol. 227.
shippes :

For the better deffence of the severall baronys of Mergallen, Kelles, and the hault baronye of Fower, and all the whole borders of the countie of Westmeth agaynst eny of the Irissherie which hensfourth shall happen to make incursions within those lymyttes, or the which otherwise do or shall annoy her majesties good subjectes inhabiting or bordering on those confynes, we have thought fitt by tenor hereof to apointe and authorise you, Chistoffer, lorde baron of Delvin, James Plunkett, lorde of Killyne, sir Oliver Plonkett, knight, Thomas Flemyng of Stephenson, gentleman, sherif of the county of Meth, Garrett Fay, gentleman, sherif of the countie of Westmeth, Thomas Le Strange, gentleman, Patrike Cusake, gentleman, and John Plonkett of Lowgherewe, gentleman, or eny twoo of you, of the which alwaies we woll your lordeshippe, the barone of Delvyn, to be one, as well to forsee and cause contynuall watche by daye and night, bothe by horsemen and footemen, to be kepte according your good discressions in the townes and villages and other the streightes within the severall baronyes and borders aforesaid for the deffence thereof and the good safetie of her majesties subjectes in the same, as also for your better ease whylest ye shall intende thexecucion of the said affaires, aswell as for the apprehending of eny suspectes upon occasion so serving, and for your good safeties, to resorte or enter into any castle, scituated within the lymyttes of your said authorisement :

And suche person or persones as you shall fynde in behaulf aforesaid offending, with your power and forces, and the power and forces within the said baronyes and lymites aforesaid to resyst, prosequente, chase or followe eny the same offenders into the Yrishe contres and them or eny of them by yowe taken to ponyshe, correcte and plague according your discressions or according suche auctoritye as eny of youwe alredy hath for thexecuting of the marciall lawe, and also the goodes and cattells by eny of the Yrishrie to be hensfourth preed or taken from eny her majesties good subjectes out of the Englishe Pale, dwelling within the lymyttes fol. 227b. aforesaide, to reskewe and recover the same, that restitution thereon may accrue to the parties greved accordingly, as to the uttermost of your powers yt maie therein belonge.

And furthermore for your better furtherance in this her majesties service and the better deffence and securitie of the cuntry and places aforesaide, we do also by tenor hereof geve full power and auctoritie to you or eny two of yowe (of whom alwaie we woll the said baron of Delven to be one) to apoynte and commaunde aswell suche archers as shall be assigned to the defence of Kelles and the Nobber, as also all horsemen and fotemen within the circuite of your said auctoritie, to be attendant on you or eny twoo of you (of whome the said barone of Delvyn alwaie to be one) from tyme to tyme, and by you to be ordered, guyded and governed as to and for the dewe executing of our auctorisement in theis our letters specified maye be most behovefull and expedient :

1566.

And suche as shall be founde in that behaulf disobedient to punyshe the same according your discressions or eny twoo of yowe, the said barone of Delven or the lorde of Killyne alwaye beeng one, willing and streightly also chardging in her majesties name all and singuler her majesties officers; ministers and loving subjectes to whome in case it dothe shall or maye appertayne, as well within liberties as withowt, to be unto you or eny twoo of you (of whome the saide barone of Delven alwaie to be one) from tyme to tyme attendant, ayding, helping and assisting as ye shall requier them, withowt failing thereof as they and every of them will be aunswerable to her majestie, and will avoyde her high indignacion for doeng of the contrarie :

Wherefore we requier and earnestlie charge you on her majesties behaulf that earnestlie, diligently and carfuly ye intend and applie this her majesties especiall service and to employ therein the uttermost of your good endevoyers and trayvell, according your discressions as our earnest and very trust is reposed in you in this behaulf.

fol. 228.

Yeven at Drogheda, the 17th of July 1566.

To our loving freendes Christopher, lordeof Delvyn, James Plunket lorde Killine, sir Oliver Plunket of Rathmore, Thomas Flemyng of Stevenson, sherif of Meth; Garet Fey, sherif of Westmeth; Thomas le Strange, Patricke Cusack, John Plunkett of Lowgherewe, to eny twoo of them, quorum the lorde of Delvyn to be one.

A like to the barone of Slane, Thomas Flemyng of Syddan, and a thirde to be nominated by the baron and the barone to be of the quorum only, for the barony of Slane and the borders there.

A like in effecte to the barone of Lowthe, so[le]ly for the countie of Lowth and the borders there, with clause for defaite of every gentleman x*l*.s; of every horseman, xx.s; of every foteman, vi*s* viii*d*; every towneshipp xx.s; and the lorde of Lowth to certifie these defaultes from tyme to tyme that the forfeitures maye be levied and aunswered to the quene.

fol. 229.¹

[CLXXXII.]—At Drogheda, the iiiith of November, 1566, anno regni regine Elizabeth viiii^o :

H. Sydney.—It is concluded by us, the lord deputy, and the lordes spirituall and temporall of this realme, with the residue of her majesties counsaill, whose names are subscribed, the rest being absent uppon occasion of the queenes majesties service, that a generall contribution or sesse be made of corne and befes, to be devidid uppon the sheris and countrees as hereafter followith :

First: The countie of Dublin to pay in wheat 400 peckes, and in malt 600 peckes, in otes one thousand peckes.					
Kildare:	wheat, 400 peckes.	Malt, 600 peckes.	Otes, 1000 peckes.		
Westmeth:	" 400 "	" 600 "	" 1000 "		
Methe:	" 700 "	" 1100 "	" 1800 "		
Kilkenny:	" 100 "	" 150 "	" 250 "		
Waterforde:	" 100 "	" 150 "	" 250 "		
Tipperary:	" 100 "	" 150 "	" 250 "		
Kinges countie:	" 200 "	" 300 "	" 500 "		
Queens countie:	" 200 "	" 300 "	" 500 "		
Caterloughe:	" 100 "	" 150 "	" 250 "		
Wexford:	" 300 "	" 400 "	" 700 "		

¹ Fol. 228*b* is blank.

And forasmuch as it is alleagid to be doubtfull whether the said graine can be levied in eche of these counties according the proporecion, it is condiscendid that, at the election of the counties, they shall ether deliver the corne or elles for every peeke of wheat three shillings sterling, and for every peeke of beare malt the like rate. And for every peeke of ale malt two shillings sterling, and for every peeke of otes twelve pence sterling. The same money to be delivered to the handes of Thomas Might, at or before the first day of February next, in maner and forme following, videlicet:

The counties: Of Dublin at Dublin:¹—Methe at Navan:—West Methe at Aboy:—Kildare at Naas.

Caterlough, Tipperary, Kilkenny, at Laughlin:—Waxforde, Waterford.

The Kinges county at Trimme.

The Quenees county at the Naas.

Allso it is agreed that the third part of the malt shall be beare malt, and every person that shall deliver corne shall receive of the said Thomas Might four shillings, Irish, for every peeke of wheat and beare malt, and two shillings, eight pence, Irish, for every peeke of ote malt, and sixteen pence, Irish, for every peeke of otes.

Yt is farder agreed that their shall be befes paid by the severall captaines of the Irish cuntries according to the proporecion insuing, to be deliverid to the handes of Thomas Might, at the rate of twelve shillings, Iryshe, for every beafe and in such places as followethe: The price of every porke allso two shillings eightpence Irish.

BEFES.

fol. 230.

First: Oreighlie to deliver at Kellis	160	beefes,	160	porkes.
The [w]hole Annaly to deliver at Aboy	100	"	100	"
Maccoughlan	20	"	20	"
Omilaughlin	20	"	20	"
The Okellies	80	"	80	"
Magouigan	20	"	20	"
Omilo	10	"	10	"
Occarroll	30	"	30	"
The baron of Upper Ossory	20	"	20	"
The Cavanaughes	20	"	20	"
The Birnes	20	"	20	"
Omaddin	20	"	12	"
Upon those of Mointerconnought	12	"	12	"

G. Kyldare.—H. Midensis.—C. Delyvn.—R. Trimletiston.—T. Louithe.—Jo. Plunket.—N. Bagenall.—Robert Dyllon.—Thomas Cusake.—Warhame Sentleger.²

[CLXXXIII.]—Fiant indenture dupliciter indentate, in debita forma, fol. 231. sub tenore verborum sequentium inter serenissimam dominam nostram reginam, ex una parte, et Hugonem MacMolaghlin Ballagh OMadden, filium primogenitum sive heredem Molaghlyn Ballagh OMadden, capitanei sive sue nationis principalis, de le Longegorte cum Shelunwhie communiter runcupate OMaddyns contrey (extendentis in parte usque rivulum de Shenan atque in parte ultra eundem rivulum) nuper defuncti, ex parte altera, etc., testatur concordatum, conventum et concessum esse

¹ Athboy, co. Meath.

² Fol. 230b is blank.

1566.

inter dictam illustrissimam dominam reginam et dictum Hugonem, de et cum assensu predilecti et fidelis consiliarii nostri, Henrici Sydney, prenobilis ordinis garterii militis, presidentis consilii nostri Wallie ac marchiarum ejusdem, ac deputati nostri generalis regni nostri Hibernie, ac de advisamento consilii nostri ejusdem regni nostri, modo et forma sequenti videlicet :

In consideracione et pro eo quod idem Hugo (nunc suo patre predicto defuncto) nobis humiliter supplicaverit ut pro bono et meliori regimine patrie predictae ipsum Hugonem ad capitaneatum sive gubernamen prefate patrie ac sue majestatis subditorum in eadem per nos admitti sive nominari dignaremur :

Nos de vera obedientia ejusdem Hugonis deque ejus promptitudine ad fideliter serviendum nobis adque patriam predictam decenter gubernandam et tuendam plurimum confidentes, eundem Hugonem capitaneum patrie predictae per presentes nominamus et constituimus, atque bonum gubernamen subditorum nostrorum in eadem patria degentium eidem Hugoni contulimus etiam per presentes :

fol. 231b.

Item: Conventum est per hasce indenturas quod predictus Hugo inveniet quolibet anno de anno in annum octoginta Scoticos sive galloglassos ad desserviendum nobis juxta mandatum nostrum vel heredum seu successorum nostrorum pro quatuor hebdomadis atque in qualibet generali expedicione (vocata Anglice an hostinging)¹ inveniet similiter octo equestres et viginti quatuor turbarios sumptibus suis propriis et expensis cumque victualibus promptos et paratos ad nobis serviendum pro quadraginta diebus. Solvetque nobis heredibus et successoribus nostris annuatim ad festum Sancti Michaelis, archangeli, duodecim denarios de qualibet carucata terre infra patriam predictam ad manus subthesaurarii sive generalis receptoris nostri infra hoc regnum nostrum Hibernie vel talibus quibus ille ordinabit pro recepcione ejusdem ad usum predictum.

Item: Preterea idem Hugo obviam dabit (intimacione prius ei facta) domino deputato hujus regni pro tempore existenti sive alio gubernatori ad patriam predictam quandocunque accedenti sive itineranti cum omnibus irribus atque copiis suis cum victualibus pro eis pro tribus diebus :

Conventum est insuper quod prefatus Hugo fideliter persolvat moderno deputato nostro pro nominacione ejusdem Hugonis ad capitaneatum predictum centum bonas et pingues vaccas deliberandas ad quemcunque locum infra comitatum de Westmeth ad sive ante festum Omnium Sanctorum proxime futurum, sicut idem deputatus noster ordinabit :

Habendum, tenendum et gaudendum capitaneatum predictum eidem Hugoni quamdiu se bene gesserit veluti fidelis subditus, et accedat ad dictum deputatum nostrum seu aliquem alium gubernatorem regni nostri predicti pro tempore existentem et ad consilium regine regni predicti quandocunque habuerit in mandatis ad eos accedere. In cujus rei, etc.

fol. 232.

[CLXXXIV.]—By the lorde deputie and counsell :

Where we are infourmed that the villages or townshippes of Acregar, Derikill, Kilmolgan, Bally Cowlen, Clauconsey and Shanebally Moortagh, the which were lately demised to Hugh MacCallowe and his heires males, conteyning by estimacion three hundreth and twelve acres

¹ In margin : "Omaddens rysinge out in hostinge jorneis."

arable land and pasture, are nowe remayning in her majesties handes and possession by reason the said Hugh MacCallow, upon treason latly by him commytted, is fled, as it is alledged, owte of this realme, and for that offence against her majestie, her crowne and dignitie stondeth presently owlaved by the due course of her majesties lawes:

1566.

It is concluded and agreed by us, the said lorde deputie, and the rest of her majesties counsell, whose names are unto this our concordatum subscribed, upon the humble sewet to us made by Thomas Leke, gentleman, in respecte bothe of the better manurance of the said landes remayning presentlie as wast, and for other consideracions us hereunto moving, that the said Thomas Leke shall have, hold and enjoy by vertue of this our concordatum, the custody, keping, use occupacion and manurance of all and singuler the landes afore specified with the appurtenaunces whatsoever thereunto belonging during and for so long tyme as the said landes do or shall remayne in her majesties handes by occasion aforesaide the said Thomas Leke yelding and payeng for the same yearely at the receipte of her majesties exchequier in this realme to the handes of her majesties vice treasurer and treasurer at warres of this realme or other her majesties receivor generall of the same for the tyme beeng, at the feastes of Michaelmas and Ester, by even poreyons, so long as the same shall so remayne in her majesties handes suche rent or rentes, and further fynding and doeng such services to her majestie as in the demise made of the premisses to the saide Hugh MacCallowe, and bearing date the last of February in the sixte year of the quenes majesties reigne that nowe is, is expressed and reserved.

Yeven at Drogheda, the xvith of July, 1566.

[CLXXXV.]—By the lorde deputie and counsell:

cl. 232b.

Whcare we are infourmed, that [the] townes and villages of Kilma-good and Clonestlyne, Bollybegge Creig, Ballacaslyn, Bollenebayne, Kiltobrenan, Clancolyna, Klyneshyan, and Kileronan, in the Quenes county, commonly cailed Leix, together with the landes bothe arable and pasture thereunto, with the appurtenances thereof, are remayning presently in her majesties handes and free disposicion: It is concluded condiscended and agreed by us, the said lorde deputie, and the rest of her majesties counsell whose names are unto this our concordatum subscribed, in consideracion of the late submission to her highnes made by Lysagh MacKeddowe Omoore and Kahier, his brother, for their former offenses and beeng receaved into her majesties mercie and free pardon upon their faithfull promise to contynewe hensfourth in their dewe obedience and loyaltie to her highness and observe dewtifully and obediently suche orders and ordenances as we, the lorde deputie, have alrede synce our arryvall sett fourth and published or shall hereafter sett fourth or publisse in the countie or contrey aforesaid and other like places of this realme for the better good order and government of the same:

That the saide Lysagh and Kahier shall have, hold, use, occupie and enjoye in their custody the aforenamed townes and villages together with the said landes arable, pasture and the appurtenances thereunto belonging, for the better manurance and tillage thereof during her majesties pleasure (those landes are nowe remayning for the most parte bothe as waste and unenhabited and yeldeth no proffett to her majestie) and that during their custody of the premisses by this our concordatum granted the said Lysagh and Cahire ne eny or either of them shall be chardgeable or chardged by vertue of this our concordatum for eny the

1566. said landes to theire custody as aforesaide graunted, with eny maner of cesse or imposicion of the contrey but thereof to be free and dischardged for the tyme afore expressed for the consideracions and causes aforesaid :

fol. 233. Provided alwaies that no ydell person shall be receaved or admitted by the said Lysagh or Kahire to be planted or dwell in or uppon eny of the said landes, but that they and either of them within tene daies after receipte or addmytting eny suche ydle person shall gyve notice thereof to the senesshall of the said countie for tyme beeing and shall be aunswerable for every such person so by either of them to be taken into inhabite on the landes aforesaid or eny parte thereof. For the which and other lyke reasonable causes condicions and covenantes the said Lysaghes pledge is alredey in hand remayning.

Yeven at Drogheda, the ———¹ of ———² 1566.

fol. 233b.

[CLXXXVI.]—By the lorde deputie and counsell :

Trustie and welbeloved we greet you well : And albeit the quenes majesties writtes are alredey addressed aswell into those your parties as elswheare within this her highnes realme, signifieng a generall hosting to begynne the xvth of August next, whereuppon the accustomed rising owt of that the countie of Waterforde ought dewlie to arrise owt and be aunswered to this service of this hosting :

Yett nevertheles having thought fytt and considering the harvest season and other like busy tyme nowe being at hand that it would be no lytill hindrance to nude or barreyn that countie with horsemen or cariages or other like imposicions, whatsoever necessitie shoulde happen in the same, but that in respecte thereof the rather for your better ease and quiet ye maye and shall entend your owne defence in that countie without your accustomed rysing owt for the present to this hosting :

That therefore, on her majesties behaulf, theis shall be to will and commaunde you that uppon sight hereof ye faile not indifferently equally and ratablye to cesse on that whole countie so muche money as after the rate of threepence by the daie shall sarve to and for the enterteyning and furnytüre of thirtie kerne for one quarter of a yeaere begynning the saide fyftene daie of August :

And that the same monney be levied and sente unto us on this side the same xvth daie without any further tracte of tyme or frustratory excuse or delaye, for the payment of the same kerne accordingly, whome we have alredey prepared for that purpose wherein we straightlie chardge you in her majesties name not to faile as ye tender the dewties of your allegiance and the furtherance of theis her majesties affaires, importing (as they do) so weightely the benefitt, wealth and good state and deffence of this realme. Yeven at Dondalke, the xxviith of July, 1566.

A lyke for Wexford, for 60 kerne.

„ Tipperarie, for 60 kerne.

„ Kylkenny, for 60 kerne.

fol. 234.

[CLXXXVII.]—A proclamacion set forth at Drogheda by the lorde deputie and counsell, the seconde of August, 1566, againt Shane O'Neill and his adherentes standing with him in open hostilitie against our sovereign lady :

Albeit the actions and doyngees of Shane O'Neill are at this present so manyfest rebellious and traiterous agaynst the quenes most excellent

majestie, her estate crowne and dignitie, as eche member of this commen wealth and kingdome, hath seene and felt a number of argumentes of his¹ arrogant unduetifull and traiterous attemptes, yet for the more evident declaration of her majesties clemencie, and of his unnaturall ingrate and detestable conspiracies and treason, the lorde deputie and counsell have thought meete to publishe and denounce by this present proclamacion, what hope her highness had of this² duetifullnes and conformytie and howe worthelie his desertes hath hepid uppon him her highnes utter indignacion and corrections and her incurable displeasure :

And namely sence we, the lorde deputie, accepted the deputation and governement of this kingdome, before which tyme his dissimulacion and hypocrisie was such as in humble and repentant maner he promised his loialtie and faithfull obedience with suche subjection hereafter, as he obtayned at her majesties handes, not onely peace, but pardon to his offences agaynst her highnes and her crowne, and after that exhibiting certeyne peticions in Englande by the deane of Armagh, the same deane was returned with letters from the quene to the lorde deputie, wherein the most parte of his demaundes were yelded to conditionally that it might appeare to the worlde, that he ment faithfully, effectually and truly to observe and perfourme his humble and loyall promis : Which being dissimbled tyll the fyrst of Maie last, at which tyme he craved a meting and a conference in the confynes, bysides Dundalke, the said lorde deputie and counsell, both for his benefit and the quiet estate of this countrey, repaired thether, and there contynued by the space of ten fol. 234b. daies, where in all that space he could not be perswaded or allured by his best frendes either to repaire to the lorde deputie, according his bounden dewtie, or to meete in convenient place where by speech and conference, his loialtie and good meaning (if there had been any) might have ben witnessed and dissipated by the lorde deputie and counsell, and by them for his benefitt pronounned to her highnes :

At his returne from thence, the malice of his traiterous hart, waxing as it were to a ripenes, and not any longer able to be conteyned repressed or hidden in yt self, he hath not onely ruynyed, broken downe, and defaced the metropolitayne church of Armagh in the countie of Ulster, most unnaturally irreligiously and contemptuously, but also hath raysed dyvers holdes, fortes, houses and castells, within the same countie, detayning and imprysoning her majesties good and obedient subjectes without eny cause offered of offence. And besydes invaded the countrey of Farmanagh and from thence expellid Maguyre, her majesties loyall and faithfull subject, exempted from all rule and authoritie of Oneill and his auncesters, as maye appere by sufficient testimony and recorde :

And when, as after all theis tyranous, fellonyous, and traiterous attemptes, he urgid agayne a parlement and meeting the xxvth of July, professing by the humilitie of his letters as though he could have been glad of peace, forasmuche as the lorde deputie and counsell were trewlie adverticed that he repaired to the confynes and [in] warlike manner with all the force and power he was able to make, yt was thought meete that a convenient force to resyst his invacions shulde at that daie be assembled at Dondalk aforesaid :

And albeit that by the space of two daies the lorde deputie remayned in the frontiers of Ulster, redy to have herd any request that he shuld humble have offered, yet he not onely refused to repaire unto him, or to

^{1, 2} *His*], this MS.

1566.

send any man instructed in his grieffes, but caused his people to begyne warre, and skymishe, contrary to his othe and duetie of a subjecte :

fol. 235.

And after such tyme as the lorde deputie had dispersed his force for the commoditie and ease of the people, the same Oneill hath, with banners displayed, as an open enemye, traitour and rebell, entred into the Englesshe Pale, and with fier and sworde wasted parte of the cuntry and slayne of her majesties subjectes :

And lastly hath besegid Dondalke, where the pryde and treason of his arrogant rebellous mynd, was justlie scorged by God and the valiant defence of the soldiers, and inhabitants, where he lost no small number of his people, with their capteynes, ensignes and leaders :

And for a further declaracion of the malice of this traitour yt is evident that he hath practiced with forayne prynces to bring into this realme a power of strangers, to the disherison of her majestie and the utter ruine and spoyle of this her highnes cuntry and people :

For all which causes the said lorde deputie and counsell doth pronounce him a rebell, and a most unnaturall, vile and corupte traitour to the queene, her crowne and dignitie, to be prosequuted as the lothsomnes of his treason and rebellyons deserveth at her majesties handes :

And further that all suche, as ayde, assist, helpe, and maynteyne him be accounted traitors and rebelles to her majestie, unless it be such as before the xxiith of this moneth shall personally come before the lorde deputie and receive pardon, with such condicions as the said lorde deputie and counsell shall thingke good to offer for the assurance of their fidelitie hereafter :

fol. 235b.

And further the said lorde deputie and counsell promyseth by their woord and honor, and thereunto fyrnly bynd themselves by this present testymonye, that what person soever shall bring unto the said lorde deputie the body of the same rebell and traitor, Oneill, alyve, shall receive for his rewarde one thowsande poundes and free pardon of his goodes, landes and lyfe, if he have been an ayder, helper, assister, maynteyner, follower, or abetter of the said traitor and rebell :

And whosoever of what nacion, contrey, estate, degre whatsoever shall bring unto the said lorde deputie the dead body, or the head of the same Oneill shall have for his rewarde, one thousande markes, and free pardon of his goodes, landes and lyf in maner and fourme aforesaid :

And whosoever shall by meanes directe or indirecte slaye [or] kill the saide traitour, though he neither bring the head nor the body, yet beeng justly proved, shall receive the somme of fyve hundred poundes, fourth-with uppon the prooffe so made :

And therefore the said lorde deputie and counsell wissheth and perswadeth that every true, loyall and naturall subject, shall endeavor himself to slay, cut off and utterly extirpe this unnaturall traitour and corrupt member of the body of this comenwealth, whereby they shall no doubt deserve well of God, the queene and this cuntry, and procure to them selves wealth, fame and estimacion.

God save the queene. Amen.

fol. 236.

[CLXXXVIII].—A proclamacion set fourth at Drogheda by the lorde deputie and counsell, the seconde of August, 1566, prohibiting powder, shott, or other munycion, or eny other relief of victuelles to be solde, sent, or conveyed to Shane Oneill, or eny his adherentes standing with him in open hostilitie agaynst our soveraigne lady the queenes majestie :

Wheare of late Shane Oneill, careles chiefly of his dewtie to Godward and of his allegiance and obedience to her majestie, hath manifested him

self in open hostilitie and rebellion against her highnes imperiall crowne and dignitie, to the subversion of the good estate of this realme and of her majesties good subjectes of the same: And that moreover it is geven the said lorde deputie and counsell to understande, that nevertheles dailye the same Oneille, and his saide adherentes, have been ayded, mayneteyned and succored with victuelles, powder, shott, and other kyndes of munycion, and other succours and relief, which have been solde, conveyed, and brought unto them from owt this her majesties Englishe Pale, whereby the rather they have endured and persevered in theire rebellious attemptes of late commytted:

Therefore the said lorde deputie and counsell have thought fitt, in her majesties name, to publishe and denounce by this present proclamacion, that all and every suche person or persons, of what estate degre or condicion soever he or they be of, as after this proclamacion shall be founde or knowen either by sale as aforesaid or otherwise directly or indirectly to be ayding, helping, comeforting, or relyng the for-said Oneill, or eny his rebellyous adherence with eny kynd of victells either of meate or dringke, powder, shott, or eny other whatsoever kynd of munycion or armour, or by eny meanes or waies shall otherwise succour or relief the said Oneill or eny his aforesaide adherentes, to be taken, accepted and reputed as open and manyfest rebels and traitours, to her majestie, her crowne and dignitie, and to be exequuted or hanged for commytting that offence, as in cases of rebellyon hath been accustomed. fol. 236b.

God save the queene.

[CLXXXIX.]—Per dominum deputatum :

fol. 237.

Quandoquidem curavimus Johannem Oneill, ex demeritis malefactorum suorum id poscentibus, juste proclamari et proscribi traditorem ac rebellem odiosum contra reginam, majestatem, statumque universum hujus sue majestatis regni, supponimusque te inter alios eidem Oneill in hujuscemodi suo rebellione secum violencia atque metu ductum astrictum esse :

Atque item eandem rem in animo habentes, curavimus insuper in proclamacione predicta ut quisvis sic astrictus et cupide volens suam veram obedientiam majestati sue agnoscere, nec volet ulterius eidem Oneill adherere valeat et possit infra quindecim dies proclamacionem predictam hodie publice proclamata sequentes ad nos aggredere libere et quiete colloqui gratia sive fedus subjeccionis sue majestati subeundi, veluti nos, dominus deputatus, superinde consideraverimus ordinare alioquin ad consuetos lares pacifice revertere absque impedimento sive nocumento alicujus :

Nos, respectu quod majestatis subditus reputaris, subtusque tutelam suam solummodo dependere decorum sit et non subtus alium quemcunque hoc in regno sue majestati inferiorem, te de hiis premonisse duximus, ea autem intencione ut temet in tempore opportuno revoces caveasque eidem traditori Oneill ulterius adherere, submissione autem tua nobis oblata de sistendo ordinacioni nostre evitabis temet rebellem versus celsitudinem reginam reputari, atque famam bonam et firmam pacem sue majestatis demerere. Data ex Drogheda, tercio Augusti, 1566.

Dilecto nobis MacMahon, sue nationis principali.

A like to McGynnsse.

„ „ to Ohanlan.

„ „ to Collo MacBren, capten of Ferne.¹

¹ Farney, Co. Monaghan.

1556.
fol. 238.

[CXC.]—By the lorde deputie and counsell :

It is concluded and agreed that for the better and redy victelling for xxii daies of her majesties army appoynted to proced to the late proclaymed hosting, and remayning on the borders here, a hundreth fyfte fower beeffes at the rate of xiiis., Yrisshe, the pece, shall be taken upp to her majesties use and levied by waie of cesse, in manner following :

Upon the countie of Dublin 30 beffes :

Uppon the countie of Methe 60 :

Uppon the countie of Kildare 30 :

And uppon the countie of Westmethe 33 :

For the proporcion of the number of horsemen and fotemen as ensueth, that is :

Summe of beeffes—154, to be delivered at Melyfont to Mr. Edward More by the fyrst of September next commyng, and the overplus that is for every beef —¹ above the rate aforesaide to be equally contributed, borne and levied uppon the said severall counties on the plowlandes there not beeing free or wast.

Yeven at Drogheda, the seconde of August, 1566.

Mr. Marshall	-	-	-	-	-	c horsemen.
Capten Agard	-	-	-	-	-	c „
Master of the ordynaunce	-	-	-	-	-	xxx „
The Treasurer	-	-	-	-	-	xx „
						Summa ccl.

At two beefes the daye for every hundreth for and from the 29th of July, 1566, unto and for the 20th of August, amounting to 22 daies : In beffes, cx.

Capten Fludde : fotemen, c.

„ Horsey : fotemen, l.

„ Bryan Fitzwilliams : l.—Summa cc.

At two befes a daie for the [w]hole number for 22 daies, begynnynng and ending ut supra, in beffes xliiii. Summe of beefes—ciii.

ol. 238b.

[CXCI.]—At Drogheda, the second of August, 1566 :²

It is agreed and concluded, in consideracion of the more safetie of the corne of that countie of Lowth, already howsed, and the better defendding of the same from eny the spoiles or attemptes of Oneill, that the corne or grayne of the contrey there shall be stapled, placed and remayne in the places or townes undermencioned, beeng thought most fytttest for that deffence, that is to saye :

The barony of Dundalke :

The parisshe of Machorconell : to Castelltowne and the Roche.

The Haggard and Dunbenne : to Dundalk.

The parishe of Heinestowne : to Dunmowghan.

The parisshe of Rosmaha Stevenson : to Allarstone.

Ratheddy, Rathwill : to Allarstone.

The barony of Louthe :

The parisshe of Louth, Killencoule, Darver, and Talestown : to Killencoule or Taliston.

¹ Blank in MS.

² In margin : "Orders for the safe keping of the corne of the county of Lowth."

The parisshe of Mounfelston and Clonkyffan : to Ballibragan.
The parisshe of Dromiskyn : to Drumiskyn.

1566.

The barony of Ardee :

The parisshes of Killemore, Smerymor, Shenles, Stackellen,
Mapelston : to Ardee.

Richardstowne : to Richardstowne itself.

fol. 239.

Sherleston and Clonkyen : to Tallinston and Cookestowne.

Ardee :

The parisshe of Phillistowne . . Ineselerafe. Cremarten : to Ballihowe.

The parisshes of Dromcarre, Salthous, Dunhany, Clonmore : to
Warrenstown.

The parisse of Kylsarran : to Kylsarran.

The parisshes of Drumyn and Dunlier : to Rathehesker.

The parisshe of Stabanam : to Rowthiston.

Ferrarde :

The lordshipp of Mellefant within the countie of Louth : at the
sherifes discretion, in one place.

The parisshe of Dunleir : to Rehaskath.

The rest, at the discretion of the commissioners, to Drogheda, Lyskyn,
Glaspestell and Barremeth.

A commission also to be directed to the persons folowing for stapleng fol. 239b.
the said corne of the said countye in manner aforesaid :

To the lorde of Louth,

Thomas Plunkett,

The sheriff of Uryell,

Nichollas Dromgold and

Sir John Bedlowe, and to

John Fey.

Robert Taft,

[CXCII.]—Articles of agreement betwene the lorde deputie and the fol. 240.
captaynes of the galloglas for the service of the queenes
majestie when they shall be callyd :¹

[1.] Fyrst : The saide galloglas to bring to the hill of Tarragh the
15th of August next three hundreth armyd men furnished for six
weekes.

[2.] Item : That if the daie be deferred then to be in rediness to
come to the same place uppon ten daies warning.

[3.] Item : Every septe of them to receive inprest of the queenes
majestie, to be defalked upon their bonnaght, three hundreth markes,
currant money of Ireland.

[4.] Item : Every septe shall have inprest to be repaied uppon their
bonnaght forty markes of this money for the hiering of fortie garrans,
the money to be devidid to such captayues as goe in the journey from
every sept.

¹ In margin : " Concerning the captens of galloglas, what nombre of men they
shold bring to serve and what ymprest they should have."

1566.
fol. 240b.

[CXCIII.]—At Drogheda, the second of August, 1566 :

A note of the bonaghtes graunted to the galloglas for three hundreth armyd men to be brought to the filde, which maketh with their allowaunce eighteen score and fifteen sparres for one [w]hole quarter of a yeare to be cessed and levied, half in victells and the other half in money uppon such landes as are not wast, uppon the Irishe lordes and theire contres, as followith with the assentes of the said galloglasses :

Item :	Uppon Occarroll	-	-	-	-	-	xl	sparres. ¹
„	The Annaly	-	-	-	-	-	cx	„
„	Omadden	-	-	-	-	-	xl	„ ²
„	Macoughlan	-	-	-	-	-	xx	„ ³
„	The baron of Upperosserie	-	-	-	-	-	lxxx	„
Uppon the Morowes	-	-	-	-	-	-	xl	„
Edmond Duff	-	-	-	-	-	-	} xxxv	„ ⁴
MacDavy More	-	-	-	-	-	-		
McVadacke	-	-	-	-	-	-		
The four septes of the Cavenaghes	-	-	-	-	-	-		

And yt shall be at the choyses of the contreys severally to pay the above specified bonnaght, hault in victels and hault in mony, according the accustomed maner, or else tenne markes in mony only for every sparr of the said eighteen score and fifteen sparres for this one quarter graunted with the assent above mencioned.

fol. 241.

[CXCIV.1.]—By the lorde deputie and counsell :

Trustie and welbeloved we greet you well. Where for the better deffence of the northern borders against eny the attemptes of Oneill or his adherentes and for the supplie of suche as by our order do presently garde the same borders, we have ordred that fower hondreth hable men bowemen, billmen and gonners shall be presently chosen owt of that the countie of Dublyn, whereof one hondreth and tenne men to be chosen out of the barony of Balrothery, Crosse and countie to be assembled togethers yn warlike redynes and to make theire repaire to the towne of Kelles by the xviith of this present monneth of August, and there to be remayning during tenne daies.

We, having especiall trust of your trustynes, diligences and circumspection in this behalf, have apoynted and auctorised yowe by tenor hereof to electe and make choyse of those one hundreth and tenne men within the barony before mencioned, the which we have commytted to the leading of John Howth, gentleman :

Requiring yowe earnestly, as ye tender the advancement of her majesties service in this behaulf, that furthwith meting togethers for the purpose aforesaid ye employe hereyn your spedy trayvell and diligence and without faileing to advertise us spedely of your whole doing herein :

Willing also and commanding by tenor hereof the sherif and suche other her majesties officers of the said countie, to whome it may apperteyne, to be unto you it the executing of this our auctorisment, ayding, helping, obedient and assisting as you shall requier them.

Yeven at Dublin, the xith of August, 1566.

¹ In margin : "Of old, 120."

³ In margin : "Of old, forty."

² In margin : "Of old, it is more."

⁴ In margin : "Of old, nine score."

[CXCIV. 2.]—By the lorde deputie and counsell :

1566.

Trustie and welbeloved we greet you well : Where for the better defence of the northern borders against eny the attemptes of Oneill or his adherentes and for the supplie of suche as by our order do presently garde those borders, we have appointed one hundreth and ten men, parcell of four hundreth men out of the countie of Dublin, to be chosen out of the barony of Balrothery, Crosse and countie, and to make their repaire under the leading of John Howth, gentleman, to the towne of Kelles, by the xviith of this present monneth of August, there to be remayninge during tenne daies, and eche of those one hundreth and ten men to have twelve pence by the daie for meate, drinke and wages, to be answered out of the said baronye, Crosse and countie, and to be levied upon the freholders not charged to journeys and upon the farmers, cottiers, and household servautes, receiving wages. And that the said capten shall likewise have two shillings by the daie, to be levied as aforesaid :

fol. 241b.

We having good confidence of your uprightnes and indifferencies have appointed and authorised you by tenor hereof to cesse and devide on the said barony, Crosse and countie the aforesaid wages for the said one hundreth and ten men and their said capten and to cause the same furthwith to be levied and answered, as is fytt for the better and redy furnishing and victeling of them for the better and redy furnishing and victeling of them for the said tenne daies.

Requiring you therein to employe your spedy trayvell and diligence as ye tender the specyall advauncement of this her majesties service and with answer for the contrary.

Even at Dublin, the xith of August, 1566.

[CXCIV.]—By the lorde deputie and counsell :

fol. 242.

Trustie and welbeloved we greet you well : Wherefor the better deffence of the northern borders against eny the attemptes of Oneill or his adherentes and the good supplie of suche as by our order do presently gard those borders, we have appoynted the number of one hundreth and tenne men to be chosen by —¹ Fynglas and James Barnewell, esquiers, owt of that the barony of Balrothery, and to repaire in redynes with tenne daies victells to the towne of Kelles by the xviith of this present August :

We, having good trust of your skill, activenesse and pollicye, have appointed, like as by tenor hereof, we do apointe you capten and leader of the said hundreth and tenne men with the allowance and wages for yourself of two shillings by the day, and for every other of the saide hundreth and tenne men twelve pence by the daie for their meate, drinke and wages for every of those tenne daies, to be cessed divided and levied on that barony in suche maner and fourme as therein we have prescribed order and geven warrant to our loving freendes —² Fynglas, James Barnewell, Christofer Barnewell, esquiers, and the cessors of the barony of Balrotherye, Crosse and countie aforesaid :

Requiring you earnestlie, on her majesties behaulf, therefore to put yourself in full redynes to intend this chardge by us commytted to your trust without failing to be with your said company at Kelles on the day aforesaid for cause of her majesties service as afore rehersed.

Even at Dublin, the xith of August, 1566.

^{1, 2} Blank in MS.

1566.
fol. 242b.

[CXCVI.]—Ordinaciones capte apud civitatem Dublinensem, decimo tercio die Augusti anno Domini millesimo quingentesimo sexagesimo sexto [1566] per dominum deputatum et consilium inter prenobilem virum, comitem de Clanricard, et MacWillelmum Ewghter ac inter eundem comitem ac Donagh Reaghe Okelly, Walterum FitzJohn Burgk, dominum Brimidgham de Anrye,¹ atque dictos Walterum et Jacobum Brimidgham de septu sive natione Thome Brimidgham :

[1.] Item : Idem MacWillelmus Ewghter, personaliter, dictis die et anno coram nobis constitus et comparens humiliter sese submitit sue excellentissime regie majestati, agnoscens suam celsitudinem super illum dominam suam supremam et super regnantem reginam cui solummodofatetur et agnoscit servitium suum atque debitum alligeancie sue exhibere omnesque alii prenominati partes litigantes sive inter se discrepantes coram nobis, domino deputato et consilio, similiter personaliter comparentes, atque auditis hincinde per nos eorum objectionibus et responsionibus submiserunt etiam semetipsos de sistendo arbitrio ordinacioni et determinacioni nostris super eorum controversius quam ordinacoem sive decretum nostrum quoad easdem controversias modo sequenti ferimus et promulgamus :

[2.] Item : Ordinamus per presentes quod quilibet partium prenominatorum sue majestatis pacem coleat versus alterutrum ac omnes alios sue majestatis subditos tam infra separales eorum diciones sive gubernamina quam etiam versus Morghue Toow Offlartye, Oconnor Rowe, MacCostillo, MacShurtan et Okelly et reliquos generosos patrie de Imanny² omnesque alios capitaneos infra provinciam de Connaght constitutos, qui de presenti sue majestati pacem colent colereve debent aliquialiter :

fol. 243.

[3.] Item : Quandoquidem predictus MacWillelmus instantanter petierit quendam Oconnor Rowe per Oconnor Dunne, sue nationis principalem, nuperrime, ut asseritur, captum ac subtus ejus custodiam in prisoa detentum elargari, quemque etiam allegavit captum fore tempore pacis concludere inter prefatum comitem de Clanricard et predictum Mac Willelmum in Ballyloughreaghe, coram Willelmo Tirrell, uno nunciurum predicti nostri domini deputati, quodque itidem idem Oconnor Dunne subtus pacem dicti comitis ad tunc temporis existens predictusque Oconnor Rowe subtus pacem dicti MacWillelmi idem Oconnor Rowe, ut prefertur, captus fuerat, quod quidem per dictum comitem expresse denegatur :

fol. 243a.

Ordinatur per nos igitur, de et cum consensu partium predictarum, quod si per eundem nuncium fuerit affirmatum pacem eandem sic conclusam fuisse, quod tunc ipsemet comes totis viribus quoad posse suum (semota simulacione uliqua) prefatum Oconnor Donne pro elargatione predicti Oconnor Rowe prosequetur. Et si fortassis idem nuncius quendam Willelmum Petit, generosum, etiam presentem tempore pacis predictae concludere affirmaverit sive attestatus sit, assentimus eundem Willelmum Petit superiunde examinandum fore ut ejusdem rei veritas melius erui poterit et inquiri :

[4.] Item : Ordinatum est insuper quod predictus comes de Clanricard ac predictus MacWillelmus, atque relique prenominate persone amanter et unanimiter sese conjungant ad fideliter serviendum sue majestati, sicuti nos, dictus dominus deputatus vel aliquis alius hujus

¹ Athenry.

² Ui Maine, Hy Many.

regni gubernator pro tempore existens, de tempore in tempus assignaverimus in quibuscunque locis tam inter sepeales gubernaciones suas quam extra cum talibus suis viribus atque copiis, victualibusque talique tempore, prout predicto nostro domino deputato vel gubernatori hujus regni cuicunque pro tempore existenti rationabiliter visum fuerit. fol. 243b. 1566.

[5.] Item: Ordinamus preterea quod si deinceps contingat aliquem eorundem prenominatorum partium incursiones aliquas seu predas versus alterutrum attemptare vel aliquas injurias seu molestias hincinde inferre, quod ille sive illi versus quos hujusmodi incursiones vel prede seu alique alie injurie sic attemptantur nullam nichilominus superinde vindictam propriis copiis seu captant pro reformatione injuriarum illarum; sed prius nos, dictum dominum deputatum seu aliquem alium hujus regni gubernatorem pro tempore existentem, certificare per querelam suam non omittant, quo facto, et nullo habito super eandem remedio, archiepiscopoque Tuamensi pro tempore existenti per litteras gubernatoris in hac parte ei mittendas certiore existente de responso dicti gubernatoris, evocatoque coram eodem archiepiscopo parte rea sive querelata et in obstinacia sua perseverante, quod tunc pars gravata in casu hujusmodi omnibus melioribus quo poterit viis et modis remedium suum versus partem ream sive querelatam libere prosequi valeat.

[6.] Item: Quandoquidem Donogh Reaghe Okelly conqueritur coram nobis quod predictus comes de Clanricard vi ipsum a possessione castri de Garvally, in patria de Imanny, expulerit, eoque facto per dictum comitem negato, dicenteque se nihil interesse in castro predicto habere etc., aliter quam quod quidam Thadeus OKelly castri predicti versus possessor pro certis injuriis, predis, latrocinis, murdris et furtis versus eundem comitem et suos perpetratis possessionem castri predicti liberavit eidem comiti in pignus usque dum idem comes plenarie satisfactus esset de dampnis predictis, ad que idem Donogh dixit quod diu ante impignoracionem castri predicti prefato comiti per antedictum Thadeum, expulsus ab eodem idem Thadeus Molaghlin et Connor patres sui, de eodem castro rite seisisi existentes, totum jus, titulum et interesse sua in eodem eidem Donogh Okelly vendiderunt, pretextu cujus possessionem ejusdem aliquod tempus occupavit absque impetitione vel interruptione alicujus usque dum per eundem Thadeum expulsus ab eodem, atque castrum illud sic vi adipiscens impignoravit illud prefato comiti modo et forma prerecitatis. fol. 244.

Unde, ex assensu partium predictarum, ordinatum existit quod reverendissimus in Christo pater, Tuamensis archiepiscopus, reverendus pater, episcopus Clonfortensis, maior sue majestatis oppidi de Galway nunc existens atque Omanning,¹ sue nationis principalis, seu aliqui tres vel duo eorundem, quorum predictum episcopum Clonfortensem ac dictum Omanning semper duos esse volumus, commissarii nostri existant ad audiendum, recipiendum et examinandum testes quoscunque hincinde coram eis producendos pro probatione et meliori sive certa noticia contentorum in hoc articulo, et depositiones easdem sic captas sub eorum manibus et sigillis inclusis et sigillatis in festo Sancti Andree, Apostoli proxime futuro post datum presentium, nobis transmittere, unacum opinionibus suis quid de sufficienciis testium hinc inde coram illis producendorum et examinandorum sentierint ex quo nos, prefatus dominus deputatus, ordinem superinde sumere secundum justiciam et equitatem valeamus. fol. 244b.

[7.] Item: Cumque preterea prememoratus MacWillelmus coram nobis conquestus sit quod antefatus comes possessionem castri de Moyne

¹ O'Mainnin, chief of a cantred in the district of Hy Many.

1566.

quod idem Willelmus jure hereditario sibi devoluto intraque limites patrie sue scituatum clamat sibi attinere, atque illud per nos restitui petierit: ad quod comes predictus respondendo dixerit quod pater suus Ullickus Burgk de castro predicto seisitus existens inde seisitus obiit et sic eidem comiti descendebat ut vero heredi predicti sui patris vultque ea verificare quancumque per nos, dominum deputatum et consilium ante dictum requisitus erit, ac medio tempore pro meliori promovendo sue majestatis servitio atque ad illud animandum prefatum MacWillelmum utque satius intelligat ut nihil aliud de eo sentierimus quin justitiam et equitatem ei tribuere, ordinamus ex assensu predicti comitis quod castrum illud de Moyne liberetur intra quindecim dies proxime sequentes datum predictum in possessionem nostri dicti domini deputati, quo pretextu castrum predictum idem dominus deputatus liberare possit ad manus cujuscunque talis persone sive talium personarum sicut nostro domino deputato visum fuerit ad illud indifferenter et salvo custodiendum atque redeliberari secundum equitatem.

fol. 245.

[8.] Item: Quoniam Thomas Burgk, filius predicti Mac Willelmi, Thomas MacRichard Boye MacJohannis, Meilor Mac Richard Mac Johannis, et Richardus Mac Edmond Boye Mac Johannis per dictum comitem detinentur pro certis denariorum summis eidem comiti, ut asserit, debitis super propriam compositionem earundem partium, ordinatur nichilominus per nos dominum deputatum et consilium antedictum, ex diversis bonis causis et consideracionibus nos ad id moventibus, quod comes predictus omnes dictas personas in hoc articulo prenominate ante primum diem Septembris proxime futurum liberabit in manus nostras ut liberentur salvo custodie constabularii de Athlone ac redeliberari per ordinacionem nostram.

Et cum quidam Cahir Mac Donyll Mac Conyll captus in fuga per Edmundum, fratrem dicti comitis, atque ad largum existens super fideiussoribus pro fine sive redemptione sua obnixis, Johannesque Mac Richard Mac Meilor extra prisonam evaserit ut idem comes allegat, ordinamus finem illum sive redemptionem illam ad usum dicti comitis solvendam esse si per nos vel tales commissarios quos nos ad id considerandum assignaverimus sic fuerit visum personamque illam qui sic evaserit (si enim constaverit ipsum intra potestatem gubernaminis dicti mac Willelmi devenisse) per eundem mac Willelmum deliberari ad manus prefati constabularii ibidem salvo custodiri, ut de aliis prescribitur, alioquin quod prelibatus comes personam illam sic evadentem producere ordinamus et ipsum predicto constabulario liberare in forma predicta.

[9.] Item: Quoniam dominus Brymigham de Anrye, simili modo est coram nobis querelatus quod predictus Walterus FitzJohn Burgk vi castrum de Dunmore in Conacia ad predictum dominum Brymudgham, ut asserit, altinens detinuerit, quod enim dictus Walterus haud fatetur sed dixerit quod Jacobus Brymughan, filius Edmundi Brimughan, Thomas ac Meilor filii Richardi Brimigham, veri heredes castri predicti existunt, ipseque Walterus nil clamei in eodem habuerit, ordinatur ut evocentur partes illi coram nobis per litteras nostras eis dirigendas ad interesse sive titulum suum in eodem proponendum ac interea temporis ut castrum illud sub sequestro nostro custodietur, delibereturque salvo custodie talis persone sive talium personarum quam sive quas ad id nos custodiendum assignaverimus, et illis nunc inde possessoribus hoc refutantibus quod tunc predictus mac Willelmus atque item dominus Walterus necnon itidem comes antedictus constanter promittunt omnibus viis et mediis pro toto posse suo quibus poterint eos ad id faciendum constringere.

[10.] Item: Quod cotenciones indecisas pendentes inter predictum comitem et dictum mac Willelmum omnesque alios ex utraque parte servientes suos sequaces vel generosos sub alterius eorum gubernamine degentes, pro aliquibus prediis, furtis, occisionibus et aliis magnis offensis atque enormitatibus ex utraque parte commissis. Quandoquidem nos, dominus deputatus atque ceteri sue majestatis consilarii ex diversis causis urgentibus bonamque hujus regni utilitatem sueque majestatis speciale servitium tangentibus, ad illas contenciones decidendas opportunum tempus de presenti minime nobis inservierit; statuimus nihilominus ut, opportuno inserviente tempore, quod speramus breviter futurum partes illas coram nobis comparere ac finem debitum in contencionibus illis imponere sicuti equitas et justitia persuadebunt.

fol. 245b.

[11.] Finaliter, pro meliori observacione et performacione omnium et singulorum contentorum in articulis predictis tam ex parte dicti comitis et Mac Willelmi dictique Walteri Burgk quam ex parte reliquarum predictarum partium litigantium respective perimplendorum dicti comes ac Mac Willelmus dictusque Walterus Burgk et reliqui partes predicti, ultra duas mille libras quas eorum quilibet recognovit se debere domine regine, per recognicionem in cancellaria de recordo remanentem, si defecerit eorum aliquis in premissis sacramentum prestiterunt corporale ad sancta Dei evangelia jurati, conceduntque per presentes omnia sua bona et cattella terras et tenementa ubilibet infra hoc regnum inventa seu invenienda forisfacta esse et ad usum sue majestatis heredum et successorum suorum levanda si contenta aliqua in precedentibus articulis specificata et que respective per eorum quemlibet sunt perimplenda adimplere defecerint.

In cujus rei testimonium, tam nos dominus deputatus atque reliqui de consilio predicto quam dicti comes, Mac Willelmus et ceteri partes litigantes hoc scriptum manibus suis signaverunt, die, anno et loco superius specificatis.

[CXC VII.]—At Drogheda, the viiith daye of September, 1566 :

fol. 246.

It ys agreed by the lorde deputye, the earle of Desmounde, and the rest of the queenes majesties pryvye counsell there assembled: that the saide erle of Desmounde and the baron of Donboyne, the baron of Coraghmore, sir Warham Sentleger, capten Herón and others to attende on the said erle shall repayre from hence. And the said erle, with those and such other as he shall bring with him owt of his countrey of his forces to be at Trym, in the countye of Med, the xxiiith daie of this Septembre, with the nombre of one hundredth furnished horsemen, at the lest, there to mete with suche of her majesties pryvye counsell and of the forces of the Englishe Pale as the lorde deputy, entring into Ulster shall leve behynde to joynne with him, and he with them for the defence and saulfgarde of the Englishe Pale and borders agaynste Oncill and his adherentes, and he with those said forces and companye or more comyng with him to serve her majestie to have victuelles and horsemete during their comyng, abode and retorne.¹

[CXC VIII.]—Articles of submission offred by Coll MacBryan, fol. 249.
captayne of Ferney, and taken by the lorde deputy in the campe at Raskenth, the xxth of September, 1566 :

[1.] Fyrst: The said Coll submytteth himself as symple and obedyent subject to the queenes majestie without being servant or follower to any

¹ Ff. 246b to 248b, inclusive, are blank.

1566.

other, and to hold his rule and capteynry with all his landes and goodes under her highnes and her majesties protection.

[2.] Item : He submytteth himself to stande to the arbytrement and order of indifferent persons, agreed upon betwene the Englyshe Pale and them of Ferney, for all such gryfes as shall be objected by ether of the same countreys.

[3.] Item : He shall delyver in the names to the lorde deputy of all such persons as he will undertake for at or before the xxvth of this month. And all suche as he will not undertake for, he shall doe his uttermost to bring in and not to suffer to take eny meate or dryncke in his countrey but if yt maye be proved that they take anye meate or dryncke that then he shall be answerable for all hurtes done by them.

[4.] Item : He shall before the xxvith daie of this month gyve in the bodies of Bryan MacCollo, sonne to the saide capten, and Patricke Mac Mahound, sonne to Hughe MacCarte, and one of the sonnes of Remonde MacRorye to the lorde deputye, to remayne as pledges for the observacion of theis articles.

[5.] Item : That if the said Collo or Hugh MacCart, or eny of them that he shall aunswer for, shall hereafter declyne from theire obedyence and yoyne with the rebell Shane Oneill, or eny other traytor, then the pledge before named to be hanged ymediatlye.

[6.] Item : Yt ys agreed that no griffes shall be demaunded of ether parte being done above four yeres past.

[7.] Item : Yt is agreed that after the saide capten shall have delyvered all suche damage as shall by the arbytrators be adwarded, the damage which shall by the same commissioners be also awarded to them for Ferney shall be payed for the Englyshe Pale by the handes of the lorde Lowthe and the sheryff of the countie.

fol. 249b.

[8.] Item : The same Coll ys contented to paie and contribute to the queenes majestie and her successors all such rysinges out of horsemen and footmen and bonnaght for galloglasse in as ample maner as Patrick McRowrye or eny other capten of Ferney hath yelded in tymes past.

[9.] Item : That the said pledges be delyvered to Robert Tate of Cookestowne and Nicholas Tate of Ballybragan, to be safely kepte during the pleasure of the lorde deputye, and to gyve a bill to the lorde of Lowth touching the receipte of the same.

[9.] Item : He shall delyver to my lorde of Lowth the xxvith of this monneth to the use of the lorde deputye twentie fatte beefes.

[10.] Item : That the saide Coll shall not after the said xxvith daie of this month foster and kepe eny catell or creates of Shane Oneile or eny other rebelles. And if the same be founde and approved then the pledge to be hanged and the same Coll to lose the benefitt of her majesties protection.

[11.] Item : Yt is agreed that the commissioners for the Englyshe Pale shall be the lorde of Lowth and Mr. justice Dudall, and for them of Ferney Hugh MacCarte and Phelym MacCrayen ; and thes causes to be determynd by them at or before the xvth of November next.

Pilip MacChraige.

Signed in the presentes of us : Lowth :—by me, Thomas Flemyng.

[CXCIX.]—Hec indentura, facta, vicessimo die mensis Octobris, anno regni serenissime et invictissime principis Elizabeth, Dei gracia Anglie, Frauncie et Hibernie regine fidei defensoris, etc octavo [1566] inter honorabilem vinum dominum, Henricum Sydney, ordinis garterii militem, presidentem consilii Wallie et marchiarum earundem, deputatum suum in Hibernia generalem, ceterosque de consilio in eodem regno quorum nomina subscribuntur, ex una parte, et dominum Calvatum¹ Odonell, ex altera parte testatur quod predictus, dominus Odonell concessit, promisit et per presentes se obligavit firmiter teneri et perimplere dicte domine regine et successoribus suis tenorem et formam articularum subsequuntum :

1566.

fol. 250.

[1.] Primum : Confitetur se magnopere devinctum esse Deo Optimo, Maximo et serenissime regine, cujus justitia et misericordia post tantam miseriam, et exilium, restauravit eum omnibus suis hereditamentis, castellis, honoribus et regiminibus nec parcat immensis sumptibus nec laboribus sue majestatis deputati nec non exercitus istius regni :

Euaquidem ratione novit quid sit tam juste ei excellenti principi adherere et appellare et igitur cum omni graciaram actione promittit pro se et omnibus aliis suis successoribus, dominis Odonellis, favores hos remunerare suorum serviciis sicut fidelium subditorum est et semper obedientes erunt sue majestati et sue majestatis deputato et omnibus aliis locum predictum teneantibus in hoc regno Hibernie.

[2.] Item : Confitetur reginam serenissimam suam solam et naturalem dominam supremam et quod in omnibus causis tam spiritualibus² quam temporalibus sua majestas est et esse debet sola et suprema gubernatrix in hoc regno, et quod ad posse suum adjuvabit et supportabit auctoritatem predictam et expellabit et eradicabit omnes hos qui in Connalia³ contradictores erunt :

Et ulterius dictus dominus Odonell pro se et successoribus suis dat et sursum reddit in manus serenissime regine omnia servitia et jura regalia in Connalia appertinentia corone hujus regni imperiali.

[3.] Item : Dictus dominus Odonell promittit pro se et omnibus aliis dominis Connalie quod nunquam confederabunt cum aliquibus inimicis vel rebellibus sue majestatis, vel suorum successorum, nec in amicitiam vel servitium suum accipiant aliquos Scotos vel ullos alios alienos sine licentia sue majestatis vel successorum suorum vel eorum deputati et consilii in hoc regno, et ulterius ad posse suum obediens erit ad mandatum deputati et consilii et prosequetur pro virili rebellem, Johannem Oneill, et omnes sibi adherentes.

[4.] Item : Dictus dominus Odonell consentit quod quoties ipse Odonell vel successores sui rogati vel mandati erunt per litteras domini deputati vel sue majestatis locumtenentis in hoc regno veniet in propria persona (si modo validus fuerit) ad omne magnum et generale viagium in hoc regno et secum adducat sexaginta equites et centum viginti turbarios et tercentum Scoticos⁴ vel (si non validus erit) mittet saltem principalem generosum de Connalia, ad electionem domini deputati cum totidem equitibus, turbariis et Scoticis, cum victualibus pro quadraginta diebus.

[5.] Item : Dictus dominus Odonell consentit quod quoties dominus deputatus hujus regni et ejusdem regni consilarii mittent

¹ Calbhach.

² In margin : "Supremacie."

³ Tironnell, now Donegal.

⁴ In margin : "Risinge out of Odonell, 60 horsemen, 120 galloglas and 300 Scotts."

1566. litteras suas pro dicto domino Odonall veniet tocians ad omnes locos et parlamenta in illis litteris specificata et nominata.

[6.] Item: Consentit dictus dominus Odonell perimplere omnia decreta publicata vel publicanda per dictum dominum deputatum et consilium inter predictum dominum Odonell et patrem suum, Hugonem MacManus Odonell, vel avunculum suum, Hugonem Duff Odonell, tam pro divisione hereditamentorum quam pro aliqua alia causa vel materia.

fol. 251.

[7.] Item: Dictus Odonell, pro se et omnibus aliis dominis de Connalia in futuro, confitetur se tenere patrias, terras et tenementa de maiestate serenissime regine solum. Et si imposterum suo maiestati placuerit, usus et ritus hujus patrie commutare et eam reducere ad ordinem civilem et gubernandam per leges suas sicut in Anglicanis partibus hujus regni, vel si sua maiestas honorabit titulo aliquo honoris predictum dominum Odonell vel aliquos generosorum de Connalia, predictus dominus Odonell ad posse suum adjuvabit et suppetias sue maiestati dabit.

[8.] Item Predictus dominus Odonell consentit, pro se et omnibus aliis dominis de Connalia, quod quando et quotiescunque visum est sue maiestati castra aliqua erigere et componere, vel exercitus in Connaliam mittere pro defensione suorum subditorum, sicut jam agitur, predictus dominus Odonell et successores obedientes et morigeri erunt ad perimplendum pro virili mandata et voluntatem regine.

[9.] Item: Consentit et affirmat quod maiestas sua habebit donationem omnium episcopatum et nominationem omnium episcoporum Connalie, sicut in ceteris partibus hujus regni, ac presentationem omnibus beneficiis ecclesiasticis quibus maiestas sua titulum habet aut imposterum habere poterit, ac etiam liberam dispositionem omnium terrarum quibus maiestas sua investiri poterit.

[10.] Item: Quoad potest supportabit omnes tenentes regine infra dominaciones suas existentes, et eos, terras suas et tenementa ac commoditates eorum tenere ac possidere quietos patietur, nec predictos depredabit nec ab hiis accipiet coyne et livery, vel aliquos alios usus, impositiones aut exactiones quascunque per ipsum aut predecessores suos usitatas, in contrarium non obstante aliquo usu.

fol. 251b.

[11.] Item: Bene supportabit et supportari faciet quoad potest exercitum tam equitum quam peditum nunc relictum apud Derry,¹ sub conductione Edwardi Randall, armigeri, ———² peditum in Hibernia existentium ac etiam dabit aut dare faciet eidem coronello quamdiu in Connalia manebunt aut prope eum numerum quadraginta martarum singulis septimanis, prima autem solutio incipiet primo die Decembris, quo tempore etiam predictus Odonell dabit vel dari faciet pro tribus mensibus, videlicet, quatuor centum et octoginta martarum precii sex solidorum et octo denariorum sterlingorum, pro unaquaque marta, et pro defectu ———³ marte dabit aut dari faciet sex oves aut quatuor porcos unius anni etatis et ultra.

[12.] Item: Dabit aut dari faciet eidem coronello avenas in stramine sufficientes ad victum centum equorum, videlicet, unoquoque equo quatuor onera pro die, et in singulis oneribus viginti quatuor manipulos aut in loco ejusdem duas mensuras avenarum, nuncupatum a mether.⁴

¹ Colonel Edward Randolf. In margin: "Force at the Derry with coronnell Randall."

², ³ Blank in MS.

⁴ A mether] or mether, MS. In Irish, *meadar*, a pail or drinking vessel.

[13.] Item: In consideracione gratuitatis et benevolentie sue majestatis et ob magnos favores ac copiosa beneficia per protectionem ac magnam clementiam majestatis sue accepta, contentus est et concedit dare et solvere in scaccarium majestatis sue Hibernie pro se et heredibus vel successoribus suis, dominis Odonellis, in perpetuum ducentas marcas sterlingorum solvendas annuatim¹ ad festum Sancti Michaelis archangeli et Phillipi et Jacobi, Apostolorum, per equales porciones, aut in loco ejusdem, ad electionem suam ipsius Odonell, tres centas martas quas dabit aut dari faciet ad festa predicta in villa de Kellis in comitatu Midie.

In cujus rei testimonium, predictus dominus Odonell has indenturas manu sua propria subscripsit et sigillum suum posuit, in presentiis Hugonis MacManus Odonell, fratris sui, Hugonis Duff Odoneli, avunculi sui, Donallei Magonii,² episcopi Rapotensis, Odohorti, cognominis sui principalis, MacSwine Fannade, sui cognominis principalis, MacSwine Banaugh, MacSwine Duine³ et ceterorum generosorum Connalii, quiquidem his predictis consensias suas dederunt et affirmaverunt apud Balleshein,⁴ die et anno predictis. Adfuerunt quoque fol. 252. Johannes Oghalloher, capitaneus de Bondroies,⁵ et Hugo Odonell, officialis Rapotensis.

[CC.].—Hec indentura, facta vicesimo quarto die Octobris, anno fol. 252b. serenissime principis Elizabeth, Dei gracia, Anglie, Frauncie et Hibernie regine, fidei defensoris, etc. octavo [1566], inter honorabilem virum, dominum Henricum Sydney, ordinis garterii militem, presidentem concilii marchiarum Wallie, deputatum suum generalem in Hibernia unacum concilio ejusdem regni quorum nomina subscribuntur, parte ex una, et Donaldum Oconnor, ———⁶ nuncupatum Oconnor Sligo, ex altera parte, testatur quod predictus Oconnor concessit et promisit et per presentes se obligavit tenere et firmiter perimplere dicte domine regine et successoribus suis tenorem et formam articulorum subsequen-
tium :

[1.] In primis: Recognoscit et acceptat predictam dominam reginam in suam solam naturalem et legitimam dominam et reginam, illique et successoribus suis adherebit sicut fidelis subditus et sicut ceteri hujus regni subditi soliti sunt obedire et servire.

[2.] Item: Recognoscit predictam dominam reginam solam et supremam tam in causis ecclesiasticis quam temporalibus, et quod nullus princeps alienus habet vel habere deberet ullam potestatem vel auctoritatem in hoc regno, et hanc suam auctoritatem regalem defendebit et manutenebit ad posse suum durante vita sua.

[3.] Item: Promittit nec confederare nec adherere aliquo rebelli vel inimico domine regine sed eos pro virili prosequatur et presertim Johannem Oonell. Et obediens erit de tempore in tempus sue majestati et sue majestatis deputato, et omnibus mandatis et letteris suis sicut bono subdito deest :

Et ulterius cum predictus dominus deputatus, ex parte domine regine, intravit in castellum de Sligo et petiit quendam annualem redditum

¹ In margin: "A rent of 200 markes per annum reserved out of Odonella country."

² Donald Magongail or MacCongail, bishop of Raphoe. He was present at the council of Trent in 1563.

³ In Irish—Na-dtuath.

⁴ Ballyshannon, co. Donegal.

⁵ Bundrowes, near Ballyshannon.

⁶ Blank in MS.

1566. de predicto Oconnor, et prenobilis vir, comes Kildarie, posuit clameum et demandum suum pro castello et redditu predicto, allegitque jure hereditario redditus et castellum predictum possidere debet, et quandoquidem etiam dominus Calvatus Odonell, capitaneus et principalis de Tireconell, petiit quoque redditum predictum, dicens se in hoc pacifice investiri per prescriptionem temporis longe preteriti, et hoc annuatim recepisse de tempore in tempus usque ad purificationem Beate Marie Virginis ultimo preteriti: Concordatum est igitur quod quia nullus antehac petiit redditus et servitia predicta ad usum serenissime regine vel ad usum comitis Kildarie, quod predictus dominus Odonell habebit dimidium unius anni redditus de predicto Oconnor:

fol. 253.

Et in consideracione belli et defencionis sue patrie (jam restitute) ab invasionibus rebellis Johannis Oneill predictus dominus deputatus et consilium in nomine regine majestatis ut de celsitudinis sue mero motu et dono concesserunt domino Odonell pro suo majori auxilio alteram partem sive dimidiam unius anni redditus solvendi in festo Purificationis Beate Marie proxime sequenti per ipsum Oconnor:

Proviso semper quod salva sint omnia demannda et jura tam serenissime principis quam predicti comitis post diem et festum jam nuperrime nominatum.

Et ultra, dictus dominus deputatus promittit ante primum diem Maii proximum sequentem jus et titulos tam invictissime regine quam comitis et domini Odonell discutere et adjudicare:

Et predictus comes et Odonell promiserunt scripta et evidencias suas ante predictum primum diem domino deputato ostendere:

Et predictus Oconnor contentus est stare ordinacioni et judicio domini deputati pro omnibus hiis adjudicandis:

Ordinaverunt quoque dictus dominus deputatus et consilium quod predictus Oconnor pro hac hieme et vere appropinquante tantum suppetias dabit predicto domino Odonell contra rebellem Johannem Oneill, cum equitibus et turbariis, et hoc non jure aliquo (donec, ut predictur, judicaverit dominus deputatus de lite et titulis) sed virtute autoritatis et mandati domini deputati pro servitio regine et bono statu reipublice factum.

In cujus rei testimonium partes supradicti hiis indenturis alternatim subscripserunt, apud monasterium de Aboile,¹ die et anno predictis.

fol. 253b.

[CCI.]—Here followyth the thoroughfare townes agreed by the lorde deputie and counsell to be dischargd of all horses to contynue there to sojorne, in consyderacion that they must receave all men and horses to theire —² that shall passe thorough the same when passengers shall lodge there:³

Countie of Dublin:

The Newcastle,—Rathcowill,—Balrothery,—Ballymore.

Meeth:

Trym, Athboy,—Novan,—Kelles,—Slane, Rathtouth, Grenock,—Donboyne.

Kyldare:

The Naas,—Kildare,—Rathmoore,—Castledermot.

¹ Boyle, co. Roscommon.

² Blank in MS.

³ Transcript of undated order, made apparently during government of sir Anthony St Leger, 1553-4.

Countie of Lowth :—Arde,—Dondalke.

Anthony Sentleger.—George Dublyn.—Edward Midensis.—Gerald Aylmer, justice.—Thomas Luttrell, justice.—James Bath, baron.—Thomas Cusack, magister rotulorum.—Thomas Howeth, justice.—Edward Basnet, deane.¹—John Travers.—Osborne Echingham.²

[CCII. 1.]—After our right hertie comendacions: We have received your letterres of the 26th of May fourth of June, touching two severall suetes made unto you there by Water Hope of Dublyn, the one for the obtayning of a pencion graunted unto him of late years by Oswald Massingberde, late pryor of Kylmayneham, for service by him done unto the said pryor and howse, as he alleageth; and the other concerning the fee farme of the late dissolved monastery or howse of fryers in Mollingar in the countie of Westmeth, heretofore graunted by the queenes majestie unto one Robert Gory, together with the parsonage of Westyna and Churchtowne, in the said countie, with condicion that he should erecte a gaole in Mollingar, aforesayde, the interest and right of whiche graunt the saide Gory hath passed and conveyed over unto the said Walter Hope: 1566. fol. 254.

For aunswer unto bothe which sutes you shall understande that like as in the fyrst we thinke yt veary resonable yf in the acte of parlyament made for the uniting of the landes and possessions of the said howse of Kylmayneham [to] the crowne there be any suche clause or provision, as he alleageth, for the allowing of all those grauntes that passed bona fide from the said pryor before the dyssolucion of the said howse, and that it shall also appere unto you that the graunt passed unto him for his said pencion ys of that nature, and made bona fide, without fraude or covyn; and farther, that the landes graunted unto him in Connaght by a concordatum of our very good lorde the earle of Sussex, and the counsell then beeng, were not allotted unto him in recompence of his said pencion, but for other respectes and consyderacions that then he be allowed his said pencion according to equitie and justice, together with the arrerages due unto him upon the same:

So for his other sute, consydering that the havinge of a gaole at Mollingar is of suche importance and necessitie for the good estate and quietnes of the countrey as ys reported by your letteres and that he shall be at greate chardges with the buylding of the same, we thinke convenient he have in respecte thereof the benefite of the said graunte and doo enjoye the fee farme of the aforesaide dissolved howse of fryers in Mollingar, together with the parsonage of Westyna and Churchtowne, and the constablership of the said gaole; yelding and payng unto her majestie for the same the yerely rent of tenne poundes, Iryshe, in the whole, that ys to saie, for the saide parsonage eight pounde, as yt hath been heretofore surveyed, and for the said fryerhowse fortie shillinges, yn consyderacion as well of his chardges of buylding the saide gaole as for that you write that the saide frierhowse, although yt were surveyed at fower pounde, Irishe, by the yere, hath nevertheles yeldyd nothing unto the queenes majestie synce the dissolucion of the same; for your better direction wherein we have byn meanes unto her highnes to addresse unto you her majesties letteres and warraunt for that purpose, as by the same which you shall receive herewith you maye at better length, perceve, according whereunto you maie procede with the sayde Hope in such sorte as by her majesties said letteres ys prescribed unto you. fol. 254b.

¹ Of St. Patrick's cathedral, Dublin.

² See "Chartularies of St. Mary's Abbey, Dublin," Rolls series, 1884.

1566.

And so we byd you right hertely well to fare. From St. James, the seconde of July, 1566. Your loving freendes :

N. Bacon, c.—E. Clynton.—W. Howard.—Ed. Rogers.—Frauncis Knolles.—W. Cecill.—Amb. Cave.

The direction : To our assured loving freendes : Sir Henry Sydney, knight of the order of the garter and deputie of the queenes majesties realme of Ierlande, and to the rest of her highnes counsell there.

[CCII. 2.]—By the queene ;

Elizabeth.

fol. 255.

Right trustie and welbeloved we greet you well : We perceve by your letteres of the iiith of the last monneth, addressed unto our pryvie counsell, the sute that hath been moved of late unto you there by Walter Hope, one of our subjectes of that our realme of Ierlande, touching a graunte heretofore passed from us unto one Robert Gory, for the feefarme of the late dissolved monastery or fryerhowse in Mollingar in our countye of Westmeth, with the parsonage of Westyna, and Churchtowne in the said countie, the said frierhowse having been heretofore surveyed at fower poundes, Irishe, by yere, and the said parsonage at eight poundes, Irishe, as appeareth by your said letteres, which graunt being nowe conveyed over by Gory unto the said Hope, he desyreth maye be passed unto him by your letteres patentes in due forme, according to the effecte and meaninge of our saide former graunt :

And because we perceyve by your said letteres that the havinge of a gaole at Mollingar, aforesayde, which, by the condicions of our said graunte, Gory was bounde to buylde, and Hope will take upon him nowe to performe, ys very necessarie for the suerte and quiet estate of our country and subjectes thereaboutes, we are well pleasyd that the saide Hope shall have in feefarme to him, his heyres and assignes, the saide frierhowse in Mollingar, with the parsonage of Westyna and Churchtowne aforesayde, and the conestablershipp of the sayd gaole, yelding and payeng unto us, our heyres, and successors for the same, the yerely rent of tenne poundes, Irishe, that ys to saye for the sayd parsonage eight poundes, as yt hath byn heretofore surveyed, and for the saide late monasterie or fryerhowse fortie shillinges, Irishe, in consyderacion as well of the chardges he shall be at in buylding of the said gaole there, as for that also yt appereth by your letteres that although the saide fryerhowse were heretofore surveyed at fower poundes Irishe by the yere, yet hath yt not hitherto, by reason of the contynuall wast thereof, yelded any thing unto us, synce the dissolucion of the same :

fol. 255b.

We therefore will and requier you to cause our letteres patentes, under our greate seale of that our realme, to be in due forme made unto the saide Walter Hope for the premisses, in forme aforesaide, taking sufficient bandes of him, not onely that he shall buylde and perfourme the saide gaole within such reasonable tyme as you shall thinke convenient to appoint, but also that he and his heires shall, from tyme to tyme, keepe and maintayne the said gaole in good and sufficient reparacion and strenght. And theis our letteres shall be your sufficient warrant for the same.

Yeven under our signet, at our manor of St. James, the thirde daye of July the eighth yere of our reigne, 1566.

The direction :—To our right trustie and welbeloved Sir Henry Sydney, knight of our order, and deputie of Ierlande.

[CCIII. 1.]—Depositions of witnesses taken at the Naas before John Sutton, John Wedgewoode, and Readmonde Oge, esquiers, by vertue of commission to them directed from the right honorable the lorde deputie and counsaill, the iiiith of October anno regni reginæ Elizabeth, etc., octavo [1566]:
 1566.
 fol. 256.

[1.]—Patrick White, clerke, vicur of the Naas, of the age of lxii yeares or thereabouts, sworne and examyned, deposeth and saith: That he knewe sir Morrice Eustace, knight, and Christofer Eustace, his sonne and heire, by the space of theis fiftie yeres last past, and that they by all the saide space were lawfully seised of Cottlanston,¹ with all and singular the landes thereunto belonging, and that they dyd oftentimes resorte to his mothers howse, then dwelling in the Naas and tenaunt to the said sir Morrice and his said sonne after him, at which tyme he harde the saide sir Morrice often tymes saie that Cottlanston with all the landes thereunto belonging was free from all impositions and cesses:

And furder being examyned whether Fyaston be a parcell belonging to Cottlanston or not, saith that he is therein ignorant, and saith that he never harde of any impositions or cesses taxed uppon Cottlanston untill the same came to the princes handes; and further cannot depose.

[2.]—William Odyvie of the Naas, aforesaide, in the countie of Kyldare, of the adge of lxx yeres or thereabouts, sworne and examyned: Deposeth and saith that he was a howseholder dwelling in Bayly Moore by the space of xlviij yeres, by all which space he saith that Cottlanston with the landes thereunto belonging was free and cleere from all impositions and cesses:

And further saith, uppon his oothe that he dothe very well knowe that Fyaston ys and tyme out of mynde have byn parcell of Cottlanston. And furder cannot depose, saving that he saith as well Fyaston as Cottlanston hath byn allwaies free from all impositions and cesses, as one thing.

[3.]—Patricke Edwarde, of Bellarture, of the age of lx yeres or thereabouts, sworne and examyned, deposeth and saith that he was borne and brede in Cottlanston, and that he hath knowen the same ever-sythens he hath any remembrance. And that the same, during his remembrance, hath alwaies byn free from all impositions and cesses, and saith that he never hard any questyon to the contrarye:
 fol. 256b.

And furder saith that the lande of Fyastone, the lande of Grage, and the lande of the Hookes, and the lande of the Rayne ys parcell of Cotlanstone, and that the same hath allwaies been free from all impositions and cesses as Cotlanstone, untill the same came to the princes hand and possession. And furder cannot depose.

[4.]—Thomas Ewstace, of Ballymoore, gentelman, of the age of lii yeres or thereabouts, beeng sonne to sir Morryce Ewstace, knight, who was lorde of Cotlanston aforesaide, deposeyth and saith in every poynte and article as Patricke Edward, the former deponent, hath saide. And also saith that Johnson and Cowlocke, with the other parcelles aforesaid, are parcelles of Cotlanstone, and also have byn free from all impositions as Cotlanstone. And furder cannot depose.

[5.]—James Dowding, of Ballymoore, of the age of lx yeres or thereabouts, being a freholder, of Bayllymoore, aforesaide, and sworne and examyned, deposeth and saith in every point and article as Thomas Ewstace, the former deponent, hath said: And furder saith that he

¹ Cotlandstown, co. Kildare.

1566. knoweth that the said lande of Cotlanstone hath ben free from all imposicions and cesses during all the tyme of sir Morrice Eustace and Christofer, lordes of the same, and one Christofer Ewstace, fermor thereof, and also saieth that the same hath also hyn free as well from all subsidyes as imposicions and cesses during the space aforesaid; and furder cannot depose.

fol. 257. [6.] Davy Donell of Ballymoore of the age of xlii yeres or there aboutes, being sworne and examyned in every pointe deposeth and saieth as Thomas Ewstace, the former deponent, hath saide; and furder cannot depose.

[7.] Patrick Denys, of Baillymoore, of the age of fyftie yeres or there aboutes, deposeth and saieth as Thomas Ewstace the former deponent hath saide; and furder cannot depose.

[8.] Edmund Arthure, of Ballymoore, of the age of ix. yeres or thereaboutes, deposeth and saieth in everye pointe and article as Thomas Ewstace, the former deponent, hath saide. And furder saieth that after the said land of Cotlanstone came to the princes handes, one Robert Hussey being fermor thereof suffred certen cesses to be taken out of the land of Cotlanstone as he thinketh to ease certen other land that he had of his owne within the same baronye, and also sayeth that all the people of the countrey dyd make exclamacion uppon him for suffering the same to be theus taken; and furder cannot depose.

[9.] Shane MacThomas of Ballymoore, of the age of lx. yeares or thereaboutes, deposeth and saieth yn every point and article as Thomas Ewstace, the former deponent, hath said; and furder cannot depose.

[10.] Teige Arthure of the age of fyftie yeres or thereaboutes, John MacPhellym, freholder, of the age of fyftie yeres or thereaboutes, Teig Offollowe, of the age of lx. yeres or thereaboutes, Nichollas Cosgrave of the age of lxx. yeres or thereaboutes, Patrick MacKellyn of the age of xl. yeres or thereaboutes, and Jennet ne Morrice, being all six of Ballymoore, and Teig MacDavy of Ballyfleming, being sworne and examyned, depose and sayeth in every point and article as Edmounde Artyre, the former deponent, hath sayd and furder cannot depose.

fol. 257b.

John Sutton.—Redmound Oge.—John Wedgwoode.

[CCIII. 2].—By the lorde deputie and counsell:

We greet you well: Requiring and commaunding you and everie of you, in her majesties behaulf, all excuses set apart, that you make your personall appearaunce before John Sutton of Tipper, esquier, justice of peace, John Wedgwoode, esquier, controller to us, the lorde deputie of Ireland, and Readmound Oge of Cloinblock, esquier, or eny two of them, whereof John Wedgwoode to be one, at such daie and place as you and every of you shall be appointed by them betweene this and the fyrst daie of the next terme, there to declare before them, by vertue of your booke othes, severally deposed, unto them what knowledge you and every of you have of the usuall contynuaunce of the antique fredome of the demeanes of the lande belonging to the howse of Cotlanston, and whether any parte of the land of Cotlanston or Fyanstone was chardged with cesse in sir Morrice Ewstace tyme and in the tyme of Christopher Ewstace, his sonne and heyre after him, sometyme lordes of that howse of Cotlanstone; and by whome thos landes were fyrst suffred to be ymposed and chardged with cesse after they came to the princes handes, and by whose meanes. Hereof you maie not faile at your perilles.

Yeven at Kylmayneham, the xxviith of June, 1566.

1566.

The direction : To our loving freendes, Nicholas Ewstace, of Yagogston, gentleman, sir Patrick White, vicar of the Naas, William Mac Davy, and Owene Conwaye of the same, Patrick Edward of Bellyarture, Thomas Ewstace of Bellymoore, James Dowding, John Ewstace Fitz Edmounde, of the same, Davy Donell, Patrick Dempse, Edmound Ohartyerne, Teige Ohartyerne, John MacPhillipp, Teige MacDavy, Teige Ofole, Morrowgh OConwaye, Richard Mac a Clere, Nicholas Cosgrave, Patrick MacCollyn, Shane MacThomas, Jenet ne Morrishe, John Gomast of Ballymoore, Morryarte MacThomas, nyne Thomas of Cotlanston, Richard MacCormock, and Thomas Bane of Surdwalstone, and to every of them geve theise. fol. 258.

[CCIII. 3].—By the lorde deputie and counsell :

Welbeloved we greet you well : Wheare Nicholas Harbart, esquier, hath alledged before us how that usually in tymes past, whereof the mynde of man doth not remember, the howse of Cotlanstone and all the demeanes to the same belonging, sometymes being in the handes and possession as well of sir Morrice Eustace, knight, then lord thereof, as also of Christofer Ewstace, gentleman, his sonne and heire, deceased, have remainyd free from all ymposicions of the cuntry and yet nevertheles, as the saide Nicholas hath alledged, part thereof lately, through the default and exaction of the cessor of that baronye, hath been ymposed, which cesse and that latly sir Fraunces Harbart, knight, deceased, father to the saide Nicholas, was also distrayned for the aunswering of that cesse ; whereuppon the said Nicholas hath prayed remedy and redresse at our handes :

We, mynding therefore to be trulye assarteyned of the antiquetie and contynuanee of the said freedome, and having good confydence of your uprightnes and indiffencye in that behalf have by tenor hereof appointed and authorysed you three joyntly or eny two of you, whereof John Wedgwood to be one, by all such wayes and meanes as shall seme fyttest to your good discretions, diligentlie and trewly to inquier of the certeyne truth of and in the premisses and what ye shall knowe or fynde or try owt uppon that your inquirye in the behalf aforesaide to certifie us on the fyrst daie of the next terme under your handes and seales, close sealed with theis our letteres, to the end that uppon your certificat theirein such further order may be taken in the matter aforesaide as with right and iustice ys apperteyning. fol. 258b.

Yeven at Dublyn, the xxvith day of August, 1566.

[CCIV.].—Hee indentura facta inter honorabilem virum, fol. 259.
dominum Henricum Sydney, ordinis garterii militem, presidentem consilii Wallie, et deputatum in Hibernia generalem, unacum concilio, quorum nomina subscribuntur, ex una parte, et Hugonem Oreigly, sue nationis capitaneum, et Edmundum, fratrem suum, tanistam¹ patrie de Brenny,² ex altera parte, testatur quod predictus Oreigly obligat se tenere et perimplere tenorem et formam articulorum subsequentium :

[1.] Primum : Promittitur quod ad posse suum prosequetur fratres suos, Caier Oreigly, Owinum Oreigley et Johannem Oreigly, nunc

¹ Tanist, successor under Irish law.

² Breifne O'Raighilligb, now county of Cavan.

1566.

rebelles serenissime regie majestati, et eos et sequutores eorum ferro et flamma punit, nec patietur eos terras et tenementa sua possidere tenere vel arare et colere sed eos omnes ut inimicos suos castigabit, cum fuerint per predictum dominum deputatum adjudicati rebelles et inobedientes subditi.

[2.] Item: Promittitur quod quicquid commissarii dicti domini deputati, nominati vel nominandi per ipsum dominum deputatum, adjudicaverint pro injuriis finendis et bonis restituendis inter Anglicanas partes, et habitantes in Le Brenny quod ipse Oreighly articulos et judicia eorum perimplebit et observabit.

[3.] Item: Promittitur quod ubi lis est inter honorabilem virum, baronem de Delvin¹ et predictum Oreighly pro titulis et demandis inter ipsos et patrias suas, quod ipse Oreighly observabit omnia decreta et judicia que in futurum adjudicabuntur per commissarios domini deputati secundum morem et observaciones patriarum suarum per prescriptionem temporis preteriti.

[4.] Item: Similiter observabit et perimplebit omnia judicia et decreta que in futurum commissarii predicti domini deputati decreverint inter habitantes patrie de Annaly² et patria de Brenny, pro injuriis tam futuris quam preteritis.

fol. 259b.

[5.] Item: Ubi predictus Oreighly obligatus est solvere honorabili viro, comiti Sussexie, mille et centum martas, quorum magna pars non est hactenus data, ad usum predicti comitis, predictus Oreighly dabit et deliberabit numerum predictum vel reliquum, sive martas non adhuc solutas, ante festum Sancti Johannis Baptiste proximum futurum ad manus dicti domini deputati.

[6.] Item: Ubi filius dicti Oreighly, videlicet, Johannes, accepit predam rebelliam usque ad nunerum trecentarum vaccarum, predictus Oreighly promittetur quod infra quindecim dies jam proxime futuros dabit dicto domino deputato predictas tricentum martas, vel suo certo attornato, in villa de Kellis in comitatu Midie, vel predictum filium suum, Johannem, mittet domino deputato custodiendum donec de martis predictis solutionem fecerit.

[7.] Item: Ubi dominus deputatus in manus suas ad usum regie majestatis accepit castrum de Tulleyvin nuper in possessione Owini Oreighly, et jam comisit hoc castrum Edmundo Oreighly, ad usum regine, predictus Oreighly observabit et curabit quod predictus Edmundus non nutriet vel sustinebit predictum Owinum vel aliquem alium rebellem sive bona eorum in castro predicto vel alibi. Et ulterius (hac lege) ———³ Edmundum in possessione castri predicti.

[8.] Item: Dictus Oreighly promittitur habitare in confinibus patrie sue et Anglicanarum partium ad placitum domini deputati durante bello et rebellionem fratrum suorum et Johannis Oneill, ut inde eveniet securitas bonorum Anglicanarum partium per protectionem suam contra rebelles predictos.

Et pro hiis omnibus articulis observandis predictus Oreighly dabit in manus predicti domini deputati intra quindecim dies proxime sequentes eum obsidem quem secreto inter ipsos concordatum est dari et deliberari, et interim obsides jam in custodia Patricii Cusack, armigeri, remanebunt tam pro hiis quam omnibus aliis articulis finiendis et perimplendis.

¹ See pp. 142, 167.

² Anghaile, Annaly, co. Longford.

³ Blank in MS.

In cujus rei testimonium, tam predictus dominus deputatus et consiliarius quam predictus Oreigly alternatim hiis indenturis subscripserunt.

1566.

Data in campo apud Loghfillen, xxviii^o Novembris, anno nono [1566] Elizabeth.

X., the signe manuell of Oreigly.

X., Edmund Oreighly, sygne manuell.

[CCV.]—Invictissime nostre regine meritissimo in Hibernia fol. 260. deputato, Henrico Sydney, obedientia perpetua, fidelis atque indubitata:

Non possumus non meminisse tuam erga nos benevolentiam cui condignam recompensationem non posse nos exhibere fatemur, verumtamen id palam protestamur quod nosmetipsos nostra maneria et castra, terras insuper universas et singulas nostre ditioni subjectas serenissime nostre regine tibi quoque suo nomine voluntarie ac libenter immediate submissimus, prout per presentes libentius submittimus atque quecumque in campo tuo de Belinathafada tue reverendissime dominationi polliciti sumus ex hiis, duce Deo Optimo Maximo, nec unum iota preteribit quin omnia adimpleta fuerint; majorem quidem et firmiorem fidem in nostro (ut reor) Israell non reperies, et si quos Zoilos aut emulos, qui michi male volunt, aliud tibi persuaderent id ex fomite invidie processisse non dubitabis.

Quod ad marthas quas tue dominationi promisimus attinet, domino comiti de Clanricard ut jussisti si lubet indilate persolvemus et mandatum tuum hic introclusum transmittimus ut scire possimus an comiti predicto predictas marthas persolvere debemus an non. Porro dominus Odonnayll, qui jam decessit, cujus totum dominium seu territorium ad indescriptibilem paupertatem deductum est cum vivebat, omnia sibi necessaria ex me et ex meis (per fas, nefas) habere volebat, subsidium vero hominum quod contra rebellem illum ac regalis majestatis hostem, Johannem Oneill, promissimus id non habere potius quam habere desiderabat ut sibi aut coram vobis querele ansa seu occasio aperta esset aut nos nostrosque homines expoliandi seu depredandi:

Et scire digneris quod subsidium hominum quod sibi pollicitus eram paratum omnino habebam antequam ipse Johannis Oneill, proditoris, patriam seu porciunculam terre adibat, verum quum ipse prius accessit meos ob itineris discrimen accedere nullo pacto valuerunt, ipsius defuncti domini Odomnaill, subdito attestante Henrico Odueayn, videlicet.

Insuper iste Hugo, qui nunc regnat, magis dominari desiderat et plures exactiones exigit quam aliter. Tuam colendam tremendamque dominationem vehementer efflagito ut unum e duobus facies aut me per tuum mandatum omnino liberum ab illis exactionibus facies donec tuam adibere presentiam aut me hic ab emulis et inimicis defendes. Nam si me vel meos absentarem, nunc dominus MacWilliam Burk, nunc Bernardus Orwerke meam devastarent seu destruerent patriam,

Dictum dominum Odonnaill personaliter adire nequaquam audeo. fol. 260b. Verumtamen hiis omnibus nequaquam obstantibus pro serenissime regine nostre majestatis nomine vivere et mori cupio, et quidquid horum suo nomine velis me facere cum vestro nuncio seu latore ad me scribere non pigriteris et id pro posse libenter agam.

Vale ex nostro manerio —¹ vero Decembris vicesimo secundo, 1566.

¹ Blank in MS.

1566.

Salutat vos in Domino et intimius quo valeas germanus meus, Eugenius Ororcus, et multum optat vestram prosperam et bonam fortunam.

Vale, illustrissime Domine, in Eo qui recte volentibus deficit nunquam—
Oconnor Sligo.

Henrico Sydney, nostre invictissime regine meritissimo in Hibernia deputato, cum reverencia et obedientia, tradatur in Dublin vel alibi.

fol. 261.

[CCVI.] After our verie hartie commendacions to your good lordeshippes: We have receaved your letteres of the xxiith of the last monneth, whearby you recommend unto us the case of this poore man, the bearer hereof, and certeyne other mayned soldiars, who having of late for their impotencie and disabilitie to serve ben cassed and lost their intertaynement, and now lefte without any meanes to maynetayne themselves withall:

And albeit we wold be verie gladd to further this bearer and the rest with any convenient meanes that might be devised here for their relieffe and sustentacion, yett consydering that the same cannot well be doon without some extraordinary chardges to the quenes majestie, no beadmens roomes being presently voyde to be bestowed upon them, we have thought fitt, seing this man hath the use of his lefte arme, and can as he affyrmeth, weld the same as well as he was woont to doo his right arme, whereby he maie be able to make sune shewe and do some service, though not in suche degree as yf he hadd the use of his whole lymes, to pray your lordeshippe to cause him to be placed in the roome of some porter, warder, or other like officer within sune of her majesties holdes or castles there that stand farthest from danger, and be of least importance, wheare he maye have sune reasonable interteynment and be also hable at a brunt to doo summe service yf need be.

The like order we think good your lordeshippe doo cause also to be taken with the rest of his company, for better were yt, in our opinions, seing none other meanes can presently be founde for their relief, that her majestie shoold be at sune extraordinary charge with the intertaynement of these men there where they have heretofore served, then to be burdened with provydinge for them here, which cannot, we suppose, be so well nor so conveniently doon as yt maye be there, and therefore we comett the ording thereof unto your owne wisdom and consideration to be used either in the sorte before remembred, or in such other, yf you knowe eny, as may best serve to relieve the poore men and be lest burdenous to her majestie.

And so we byd your lordeshippes right hertely well to fare.

From Kymbolton castell, the xxith of July, 1566.

Your lordeshippes assured loving frendes, E. Clynton.—E. Rogers.—W. Cecill.—W. Howard.—F. Knowelles.

1566-7.

[CCVII.]—By the lorde deputie and counsell:

fol. 261b.

Wheare upon the letteres addressed by us, the lorde deputie to her majesties right honorable pryvie counsell in Englande, bearing date the xxiith of June last past, and sent thither by us by Walter Pott, a mayned soldior, late serving her majestie in this realme, declaring thereby the indigent and poore estate as well of the same Walter Pott as also of sondry others bothe aged and mayned soldiars, which have ben here cassed and lost their intertaynement through their impotencie and dishabilitie to serve, to the ende some consyderacion and order by her majestie or their lordeshippes might have been there taken for the better relief and staie of lyving.

1566-7.

In which behalf we, the lorde deputie, receiving resolucion from theire lordeshippes by their letteres of the xxith of July last and redl at this bourde, yt ys hither signified theire pleasures that the same Walter Pott and the rest shold be placed severally in the romes of some porter, warder, or other like officer within such of her majesties holdes or castelles here that stand furthest from danger and be of lest importance and there to have some reasonable interteynement :

And seeing none other meanes could presently be founde by the said lordes to relieve the saide poore men but that her majestie shold be at some extraordinarie charge with the interteynement of those men here, where heretofore they have served then to be burdened with the providing for them there, have thought by those theire letteres commytted the ordering thereof to the consyderacion of us, the lorde deputie, to be used either in the sorte before remembred or in such other as maie best serve to the relief of the poore men and be lest burdenous to her majestie. And consydering that in this tyme of the present warres here yt were not fitt to disfurnishe eny of her majesties said holdes or castells with placing therein such dishable and maymed men but rather the same to be replenished for the better and urgent deffence thereof with men of hable service :

It ys therefore by us ordered that as well the said Walter Pott, as also Thomas Barrett, William Bowtcher, William Vicarman, William Dixson, Edmond Penanga, William Bell, Thomas Alee, Mathewe Bell, John Alee of Ballyna, William Hickye, Randall Blackburne and William Wolverston, every of them from the fyrst daie of January last past shall have her majesties wages and enterteynement in the consyderacion afore rehersed of syxe pence by the daie, current money of this realme, during every and either of their lyves, to be had and receyved without check or eny service, doing for the same, at the handes of her majesties vicetreasurer or treasurer at warres or other receivor generall, for tyme being in this realme.

Willing and commaunding as well you the said treasurer, vice-treasurer or other receivor generall for the tyme being by warrant hereof or upon the enrolement of theis our letteres to make due payement from tyme to tyme to the severall persons above-named of theire sayd severall wages. As also you, the barons, audytors, and others her majesties officers and mynisters of her saide courte of exchequer to geve thereof due allowance from tyme to tyme to the said treasurer or receivor generall, for tyme being, as apperteyneth to either of your offices in this behaulf.

fol. 262.

Yeven at Dublyn, the xxth of January 1566[-7].

[CCIX.] The humble submission of Tirlaghe Oneile alias Tirloghe Lenaghe, made unto the right honorable sir Henry Sidney, knight of the most noble order, lorde president of the counsell and marches of Wales, and lorde deputie generall of this her graces realme of Irelande, in his camp at Castell Corkra in Tirone, xviiith day of June, 1567 :

1567.
fol. 262b.

First : The said Tirlaghe Oneil, alias Tirlaghe Lenaghe, confesseth himself to have offended the queenes most excellent majestie in that he hath adhered abetted and served the late archerebell, and most notorious traitor, Shane O'Neill, in his most cruell and shanefull rebellion against her most excellent highnes, for the which as he is most hartelie sorie, so dothe he most humble submitt himself, his life landes and goodes to her highnes grace and mercie, and in like maner cravethe her gracious pardon for the same :

1567.

2. Item: Whereas after the deathe of the foresaide rebell certain of the countrie of Tiron, accordinge to the auncient custome of the same, elected and nominated the said Tirlaghe Oneill, alias Tirlaughe Lenaughe to the name and jurisdiction of Oneill: the which he rather ignorantlie than arrogantlie took upon him:

The said Tirlauge doithe now utterlie refuse the said name, and all authoritie that may by the same growe unto him, protestinge that he will never take upon him either that name or any authoritie or dignitie but suche as shall please her most excellent majestie to bestowe upon him, at suche time as it shall seme best to her gracious pleasure and grave wisdom: e

3. Item: He covenantethe duringe his lief to be a trewe subject to her most excellent majestie and to the crowne imperiall of Englande and Irelande, and that he will never assist any forren ennemy or proclaimed rebell against the same:

fol. 263.

4. Item: That he will to his power defende the holy church, the ministers landes and jurisdictions of the same, and shall not encroche nor exacte any thinge or parte thereof, nor suffer any under him to doe.

5. Item: He covenantethe that he will never enterteigne any Scottes or Scottisheman, beinge a man of warre, without special licence graunted unto him of the governor for the tyme beinge:

6. He covenantethe to make dew restitution and amendes to any the good subjectes of the Englishe Pale for any hurtes done unto them by him or any of his, or other by his procurement, not beinge done in the tyme of the actuall rebellion of the aforementioned traitor and rebell, Shane Oneill, accordinge to the arbitrement and sainge of indifferent men chosen and agreed upon by the partie greved and him.

7. Item: He shall deliver unto the handes of the lorde deputie all suche pledges as he hathe which were taken by the forenamed rebell of any either of Tirone, or of any other parte of Irelande.

8. Item: He shall make immediat deliverie of all suche juells, plate, money, gold, coined or uncoined, artillerie as well brasse as yron, stoddess all kinde of horses, and creaghes¹ of kine, as also all maner of apparell which are come to his handes, or hereafter shall come, which were the late rebells, either in his possession or in any other mannes to his use. And if he shall knowe where any of the forenamed goodes or cattell doe remaine in the handes of any other man he shall reveile the same, unto the said lorde deputie.

9. Item: He shall suffer the tenants and occupiers of all suche landes as merely apperteined and of right ought to apperteigne to the capitaine of the countrie, quietly to occupie and enjoy the same untill Hallontide next.

fol. 263b.

10. Item: He covenanteth to observe the peace against all the Englishe Pale, and all the inhabitantes thereof.]

11. Item: He covenantethe to suffer any of Tirone, now in possession of any landes, lienge in the same countrie, quietlie to enjoy it without interruption, untill suche tyme as further order (upon his complaint) be taken by the lorde deputie and counsell.

12. Item: He covenantethe to performe observe and accomlishe all suche orders and decrees as are alredie past unto all her majesties subjectes, thei of their partes performinge the like unto him.

¹ Herds.

13. Item : For the obtaininge of his pardon aforesaid he covenanteth to paie unto the lorde deputie suche number of kine as the lorde deputie, and the erle of Kildare shall appointe.

14. And for the performance of all and everie the abovewritten articles he offereth to deliver unto the handes of the said lorde deputie, suche pledges or hostages, as the saide lorde deputie shall demannde of him ; and further dothe offer to take his corporall othe upon the holie evangelist in the presence of us the lorde deputie and others whose names are subscribed : and manye moe.

This under signe is the marke of Tirlaghe Oneill, alias Tirlaghe Lenaghe, x.

G. Kyldare.—Christopher Delvin.—N. Bagenall.—Lowthe.—W. Fitzwilliams.—Warhame Seintleger.

[CCX].—The humble submission of one Tirlagh Oneile, alias Tirlagh Brassellagh, made unto the right honorable sir Henry Sidney, knight, of the most noble order of the garter, lorde president of the counsaile and marches of Wales, lorde deputie of this realme of Irelande, in his campe of Castell Corkera in Tyrone, the xviiiith daye of June, 1567 : fol. 264.

1. Furst : The said Tirlagh Oneile, alias Tirlagh Brasillagh, confesseth himself to have offended the queenes moste excellent majestie in that he hath adhered, abetted and served the late archerebell and most notorious traitor, Shane Onele, in his most cruell and shamefull rebellion, against her most excellent highnes, for which, as he is most hartly sorie, so doth he most humbly submitt himself, his liffe, landes and goodes to her highnes grace and mercie, and in like maner cravith her gracious pardon for the same.

2.—Item : He covenanteth duringe his life to be a trewe subjecte to her most excellent majestie and to the crowne imperiall of England and Irelande, and that he will never assist anye foraine enemye, or proclaymed rebell against the same.

3. Item : That he will to his power defende the holie church, the ministers landes and jurisdictions of the same, and shall not encroche nor exacte eny thinge or parte thereof, nor suffer any under him to doe.

4. Item : He covenanteth that he will never entertayne any Scottissheman, beinge a man of warre, without speciall licence graunted unto him by the governor for the tyme beinge.

5. Item : He covenanteth to make dewe restitution and amends to any the good subjectes of the Englishe Pale for any hurtes don to them by him or any of his or other by his procurement, not beinge don in the tyme of the actuall rebellion of the aforementioned traitor and rebell, Shane Onele, accordinge to the arbitrament and sainge of indefferent men, chosen and agreid upon by the partie greved and him. fol. 264b.

6. Item : He shall delyver into the handes of the lorde deputie all suche pledges as he hath which were taken by the forenamed rebell of any either of Tirone or of any other parte of Irelande.

7. Item : He shall make immediat delyverie of all suche juells, plate, money, golde, coyned or uncoyned, artillerie, as well brasse as iron, stodes all kindes of horses and creghtes¹ of kyne, as also all maner of apparell which are comen into his handes or hereafter shall come, which were the late rebels either in his possession or in any other mans to his use,

¹ See p. 198.

1567.

and if he shall knowe where any of the forenamed goodes or cattells do remayne in the handes of any other man, he shall revell the same unto the lorde deputie.

8. Item: He shall suffer the tenantes and occupiers of all suche landes as merely appertainith and of right ought to pertaine to the capten of the countrie, quietly to occupie and enjoye the same untill Haloutyde nexte.

9. Item: He covenautethe to observe the pece against all the Englishe Pale, and all the inhabitantes thereof.

fol. 265.

10. Item: He covenanteth to suffer any of Tirone now in possession of any landes lienge in the same contrie quietly to enjoye it without interrupcion, untill suche tyme as further order upon his complaint betaken by the lorde deputie and counsaile.

11. Item: He covenauteth to performe, observe and accomlishe all suche orders as are alredie past unto all her majesties subjectes, they of their partes performinge the like unto him.

12. Item: For obtaininge of his pardon aforesaid he covenanteth to pay unto the lorde deputie suche number of kyne as the said lorde deputie and the earle of Kildare shall appointe.

13. And for the performaunce of all and everie the above written articles, he offreth to delyver into the hands of the said lorde deputie suche pledges or hostages as the said lorde deputie shall demaunde of him, and further doth offer to take his corporall othe upon the holly evangelist in the presence of us, the lorde deputie, and others whose names are subscribed and many more.

+ the marke of Tirlagh Cneile alias Terilagh Brasellagh.

G. Kildare.—Christofer Delvin.—T. Lowth.—W. FitzWilliams.—Nicholas Bagnall.—Warham Sentleger.¹

fol. 266.

[CCXI.]—The humble submission of one Tirlagh Onele, alias Tirlagh McHenrie McShane, made unto the right honorable sir Henry Sydney, knight, of the most noble order, lorde president of the counsaile and marches of Wales, and lorde deputie generall of this her graces realm of Irelande in his campe at Castell Corkera, in Tirone, the xviiiith daie of June, 1567:

[1.] Furst: The said Tirlagh Onele, alias Tirlagh McHenrie McShane, confessith himself to have offended the quenes moste excellent majestie in that he hath adherid abetted and servid the late arche rebell and most notorious traitor, Shane Onele, in his most cruell and shamefull rebellion against her most excellent highnes, for which as he is moste hartlie sorie, so doth he most humbly submitt himself, his life, landes and goodes to her highnes grace and mercie; and in like maner craveth her gracious pardon for the same.

[2.] Item: He covenanteth, duringe his life, to be a trewe subiete to her most excellent majestie and to the crowne imperiall of England and Irelande, and that he will never assiste any foren enemy or proclaymed rebell against the same.

[3.] Item: He will, to his power, defende the hollie church the ministeres landes and jurisdictions of the same, and shall not encroache or exacte any thinge or parte thereof, or suffer any under him [soe] to doe.

¹ Fol. 265b. is blank.

[4.] Item: He covenantith that he will never enterteine any Scottissheman, beinge a man of warre, without special licence graunted unto him by the governor for the tyme beinge. 1567.

[5.] Item: He covenanteth to make due restitution and amendes to any the good subjectes of the Englishe Pale for any hurtes don unto them by him, or any of his, or others by his procurement, not beinge don in tyme of actuall rebellion of the forenamed traitor and rebell, Shane Onele, accordinge to the arbitrament and sainge of indifrent men chosen and agreid upon by the partie greved and him. fol. 266b.

[6.] Item: He shall delyver into the handes of the lorde deputie all suche pledges as he hath which were taken by the forenamed rebell of any either of Tirone or of any other parte of Irelande.

[7.] Item: He shall make immediat delyverie of all suche juells, plate, money, golde, coined or uncoined, artillerie, as well brasse as yron, studds, all kinde of horses, and creaghtes of kyne, as also all maner of apparell which are come to his handes, or hereafter shall come, which were the late rebels, either in his possession or in any other mans to his use, and if he shall knowe where any of the forenamed goodes or cattell do remayne in the handes of any other man he shall reveale the same unto the said lorde deputie.

[8.] Item: He shall suffer the tenantes and occupiers of all suche landes as merelie appertayned and of right ought to appertaine to the capten of the contrie quietlie to enjoye and occupie the same untill Haloutyd next.

[9.] Item: He covenanteth to observe the peace against all the Englishe Pale, and all the inhabitants thereof. fol. 267.

[10.] Item: He covenanteth to suffer any of Tirone now in possession of any landes livinge in the same contrie quietlie to enjoye it without interrupcion, untill suche tyme as further order upon his complaint be taken by the lorde deputie and counsell.

[11.] Item: He covenanteth to perferme, observe and accomplishe all suche orders and decies as are alredie paste unto all her majesties subjectes they of their partes performinge the like unto him.

[12.] Item. For the obtaininge of his parden aforesaid he covenanteth to pay unto the lorde deputie suche number of kyne, as the said lorde deputie and the erle of Kildare shall apointe.

[13.] And for the performaunce of all and everie the above written articles, he offerith to deliver into the handes of the said lorde deputie, suche pledges or hostages, as the said lorde deputie, shall demaunde of him, and further doth offer to take his corporall othe, upon the Holy Evangeliste, in the presence of us, the lorde deputie and others, whose names are subscribed, and many more.

+ The marke of Tirlaghe Oneyle M^e Henry M^e Shane.

G. Kildare.—Christofer Delvin.—T. Lowth.—William FitzWilliams.
—N. Bagnall.—Warham Sentleger.¹

[CCXII.]—The copie of a lettere sent from the lord president and counsaill of Connaght, touchinge the disorders and lewde proceedings of the earle of Thomonde : 1569-70.

May it please your lordship to understande the whole course of our journey and our presente state: Since wee wrote laste from Clonferte fol. 268

¹ Fol. 267b. is blank.

1569-70. the xxth of this moneth, we came that night to Loghereaghe, from thence the next day to Oshlaughnes¹ and so uppon Sondaye, being the xxiith day, wee came to Inishe,² whether came to us that night Mr. Apsley and under him xl^{tie} of his bande.

When wee came thither wee neither founde provision for man nor horse, savinge a litell that the sherief had broght in of his owne peculiar chardge, although the earle, the sherief and a number of gentlemen besydes that were at Galwey before were warned to levie and bringe in againste this tyme both mans meate and horse meate and the earle, writte to us that it was done accordingly: Neither herde wee any thinge of the earle afore yesterdaye about iii of the clocke in the afternone, savinge that a man of his named William Nailande came to us but not from the earle aboute a myle shorte of the Inyshe, whom we committed for not providinge horsemeate, havinge speciall chardge thereof from us. And uppon the earles cominge wee thought good to estrange ourselves from him that night because of his undutifull behaviour in neither sending unto us nor meeting of us in any parte of the waye; and also for his slacke dealinge concerninge our provisiones, and not so only but all the people under his rule in the countrey were fledd away, bothe man and beaste, as though we had bene enemies. Neverthelesse we gave him no evill wordes, but thinckinge better to reprehende him openly in the morninge to the example of others, sente him woorde wee were busie and willed him to take his ease for that night.

fol. 268b.

The earle of Clanricarde beeing presente with him he neither seemed to excuse his doinges nor talked one worde with him of our beeing heere nor any suche like matter but when the said message was brought to the earle of Clanricarde who reported it unto him, he said he woulde goe to his nexte howse being but halfe a myle from thence and come againe in the morninge, and sent worde by Martin to us, requiringe that he might goe home and fetch his Englishe appareill, but wee answered him that in no case wee woulde consente he shoulde departe the towne, neverthelesse and notwithstanding also all the persuation my lorde of Clanricarde coulde make unto him he suddenly toke his horse and went his way, which when wee hearde wee sente William Martin after him, comandinge him that uppon his allegiance he shoulde immediatly come unto us. Martin founde him at his castle of Clare, and by occasion of the fludd he coulde not gett in till aboute midnight, who then was well used at his handes and promised answer in the morninge, which was that he was ashamed to tarie heere havinge no provision to bestowe upon the souldiours and others, and also reciting the greates injuries that Teig McMoroughe, the sherief, had done unto him saying plainly that he woulde not be earle if he were sherief, and also taking some occasion of our strange dealinge with him, whereby he gathered wee were displeased:

He concluded plainly that he woulde not come at us without proteccion and also that the earle of Clanricarde shoulde meete him a myle oute of this towne, which consideringe his behaviour before wee thought good to deny him bothe and agreed to sende unto him the sergeante at armes, and yett not daringe to venter him alone, sent Mr. Apsley and his bande with him to garde the Mase if any injurie shoulde be offered, and doubtinge that the warde in the castell woulde denie the earle to be theare when the sergeante came wee sente Martin before them under pretence of bringing him answer from us, that he might justifie the

¹ O'Shaughnessy.

² Ennis, co. Clare.

earles presence there the same tyme. But your lordshippes shall understande his dealinge with us: he hath not only taken Martin in hande and keepeth him, but also sendinge to Apsley to come in, promising him suche cheere as was there, overcame the gentleman (contrarie to our precise commaundement and also contrarie to thadvise of moste of his owne companie) to enter the castell and a number of his souldiours also to the number of tenne, as wee can learne, were entysed likewise to goe in, whereof some were killed, and some taken, amongst them that were slaine olde John McRobin was one by name; whereuppon the sergeante and the reste of Apsleyes companie who had grace to doubt the worste returned hither to us againe saulf. The newes amased us greatly, and wee resolved to goe to the castell ourselves and did so of purpose to speake with the earle and perswade him if wee coulde, but comming thither and sendinge our trompett and messenger to the castell requiring the erle to come forth and speake with us uppon oure worde saulfe to retorne wee were answered the erle was not there; and demanding wheare Apsley, Martin and the reste weare, answered that the earle of Thomonde coulde tell, and that the erle himselfe woulde meete ns to morrowe, but it is plainly judged that the earle hath both Apsley, Martin and the reste with him and is gone to Bonrattie¹ and certaine it is that he is gathering power with all possible diligence and the Butlers are borderinge heere harde uppon Shanan by the erle of Thomondes procurement as it is thought for this pretended purpose and were sent for by two horsemen of the erles uppon Monday at night:

The premisses considered, together with our owne strenght, being but our owne ordinarie and a fewe of the erle of Claunricardes and nowe these xxv of Apsleies and never a footeman, wee have resolved to retyre ourselves as wee may to Gallwaye, there to waite for your lordshippes further pleasure, which wee humble besече you may be with speede. Wee heere also, but not credibly, that the earle of Ormonde was either yesterday or this day at his howse of Nenaghe, by the Shanan syde and there called an assemblie of gentlemen but to what ende wee can not learne.

And it is also reported that the earle of Thomonde had letteres from him within these twoe dayes but of what effect wee knowe not.

And thus wee humble take our leave: From Inyshe, the xxiiiith of Januarie, 1569[-70], your lordshippes humble to commande Edward Fitton.—R. Clanricarde.—Rafe Rokeby.—Robert Dillon.

Postscript: My lorde: A greater contempt and viler treason never was nor can be wrought, which if it be left unrevenge I besече your lordshippe lett me never tarrie in Connaught, and I shall wishe myselve I had never lived to come here, but I doubt not of your godness and will expecte your pleasure, but not at Gallweye, as is written afore. For this night, lyinge upon my bedd, I have fully persuaded myselve that it is more honorable to the queene and more commodious to the service to goe to Limericke for preparacion of the souldiours there.

My lorde, I finde suche comforte and stay in the earle of Clanricarde both for advise and companie that I woulde not wante him for my whole interteinement. His chardge also in interteininge of us at his howse nowe twyse hath bene passig greate. His cominge to us at all tymes even to the uttermoste limittes of his countrey and further sheweth a marvelous reverence to the prince, I besече your lordshippe wryte him thanckes for all together and lett me heere from you with speede.

¹ In county of Clare.

1569-70.

Some skilfull man to take chardge, nowe Mr. Gilbert and his lieutenant are both absente, are in my judgement needfull.

Ones againe I take my leave besechinge God to preserve the queenes honour and yours and my honestie which I hope your lordshippe will tender in this case.

At Inishe, this xxvth of [Januarie] at iiij. of the clocke in the morninge, your lordshippes humbly and assuredly to comaunde,—Ed. Fitton.

The earle doth accompanie me to Limericke.

fol. 270.

[CCXIII.]—The copie of the firste lettere written to the earle of Thomonde :

Wee greete your lordshippe well. And allthoughc wee have received letteres of adverticement from our verie good lorde the lorde president of Connaght, subscribed aliso with the handes of our verie good lorde the erle of Clanricarde and the rest of her majesties counsell of that province of a notorious misbehaviour in your lordshippe, which, if it were not to be ascribed unto suddenesse and lacke of good advisement of your dutie, loyaltie and honorable callinge, were verie haynous and of perilous sequele to be suffered and permitted into example.

Yett wee have not hitherto conceived suche opinion of your lordshippe that there coulede any suche thinge proceed from you as of any purposed rancour to fall from your due obeisance towards the queenes majestie and the government by her majestie in this realme established and apointed, but rather of some errour and lacke of due consideracion.

And therefore have thought fitt to require and in her majesties behalfe to will you to leave ail suche partes asyde as pertaine to the shewe of rebellion or keepinge of your selfe with force or your castells or cuntry other then to permitt the same to her majesties defence, and to make your speedie and indelayed personall repaire unto us under the convoe of our verie good lorde the erle of Ormonde and Osserie, lorde treasurer of this realme, to the intent wee may take suche order with your lordshippe as best shall apperteyne. And thereof not to faile as your lordshippe woulde be accompted her majesties loyall subjecte, and woulde avoyd the imyent incurringe of her majesties grevous indignacion and the juste sequele thereof.

Yeven at Laughlin, the laste of Januarie, 1569[-70].

fol. 270b.

[CCXIV.]—The copie of the seconde lettere written to the earle of Thomonde :

Wee greete your lordshippe well. And have received your letteres containinge the manner of an excuse and the allegacions you lay for the answering of the disorders and disobedient behaviour heinously complained on to us by our verie good lorde the lorde president and counsaill of Connaght againste you, together with your earnest requeste and desire that the matter might be herde to the ende the truthe might rather appiere who justly is to be blamed and deserveth to be chastised for disorder, which your petition, as wee muste needes like verie well of, and finde it not in any sorte reasonable that any man be he of never so base condicion shoulde be condemned before he be harde, muche lesse a man of your place and callinge, being one of the peeres of the realme, to whom greate respecte is to be borne, so on the other syde wainge the gravitie of the cawse, the queenes honour, and the credit of the state there represented, wee thinke it convenient to call the matter being of suche consequence before us, the lorde deputie and counsell, at whose

handes you shall be assured to be indifferently harde and finde justice administred unto you with favour.

1569-70.

At which tyme, upon knowledge had of your repaire to us, wee will cause the said lorde president to make his appearance likewise. And further wee will take order with our verie good lorde the earle of Ormonde for his presence and assistance at the heering of the matter, under whose convoie wee woulde wishe your lordeshippe shoulde presently come without any longer delay.

And for your further contentacion and suertie, if you shall not thinke us for any respecte competent judges in your cawse, and suche indeede to whose judgment you will willingly submitt your selfe, you shall have free libertie with our good licence and consentes to addresse yourselfe and your cawse to the queenes majestie.

Both which offers if you shall seeme obstinatlye to refuse, wee can not then any longer perswade our selves that you meane the dewtie and obedience of a good subject, as by your wordes you nowe seeme colorably to pretende, which your devise and practice wee will seeke to your further greefe to cutt off and prevent, not meaninge any more henceforth to sommon you by letteres. fol. 271.

And therefore presently wee expecte your answere, what you intende, and even so bid your lordeshippe farewell.

From Dublin, the laste of Februarie, 1569[-70].

Postscript: Our meaninge is that suche answere as you meane and intend to make that you declare the same to our verie good lorde the earle of Ormonde, who knoweth our further resolucion in what sorte to proceed with you, which answere we woulde you shoulde make presently without delay.

[CCXV.]—The copie of the earle of Ormondes lettere :

1570.

My verie good lorde: As I did advertise your lordeshippe in my laste lettere howe ill I was furnished by the maior of this cittie with boates for conveing of her majesties ordinance towards Bounrattie,¹ so I thought good to lett your lordeshippe understande that since, he hath not taken any order for providing of any other, ne yett repairing those twoe boates by him delivered, which sounke at the key as sone as the ordenance was shipped, and the boate which sir Thomas of Desmonde promised never came :

And seeing no meane to carrie the ordenaunce by seae, for wante of boates, lieng heere at my greate chardge, I marched forwarde into Thomonde, where the earle came unto me upon proteccion. And after longe speeche made to move him to his dutie in making of his submission simply to the queenes majestie and your lordeshippe, I demanded of him the prisoners which he kepte to be sett at libertie, which thoughte he was loth to doe when I entered the countreye, he condescended thereto. And allso agreed to deliver unto my handes all his mannours to the queenes majesties use uppon certeine condicions, which I doe send to your lordeshippe heere inclosed, whiche I was contented to accepte for a tyme untill I had knowen your honours further pleasure, considering I coulde gett no boates for to carrie the ordenance thether, and thereuppon marched on further into the countrey till the prisoners were delivered to my handes and left warde at Clonerawd, the Clare and Bonrattie, from whence I came yesterday, so that if your lordeshippe doe mislike of his requestes, there is no good tyme

¹ Bunratty, in county of Clare.

1570. loste, for as yett can I not get one boate to carrie the ordenance heere hence unles my lord FitzMorishe doe helpe me to the same hereafter.

The service of these gentlemen of Thomonde that be inlarged are to be employed againste the said earle.

fol. 271b. And also I have taken viewe wheare to lay battrie to his castells if he shoulde be restored thereunto. And have made a good way thorowe the longe pace¹ that goeth to Bonrate, which was before all cutt and plashid.

Till retourne of your lordeshippes answer I meane to prosecute James FitzMorishe, againste whom I finde sir Thomas of Desmondes service with the rest of this countrey of small purpose notwithstanding that at my going to Thomonde I gave him and the freeholders of this countrie and Connilaghe² speciall chardge to be verie carefull thereor till my retourne, who to this houre hath done nothinge therein.

I brought these gentlemen of Thomonde (that were prisoners) hither, where I meane to stay them till I have their pledges both for their trewe service to her majestie and for observacion of her majesties peace to all her faithfull subjectes in Thomonde or till your lordeshippes further pleasure be certified unto me in that behalfe.

I cannot but recommend unto your lordeshippe Mr. Dallawod, and Mr. Cruce, who verie diligently and painfully have traveiled with me this journey into Thomonde. Beseching the same to wyte unto them your comfortable letteres for their further incurraginge therein. They complaine to me that they lacke 400 weight of ledd, which I pray your lordeshippe to send with the culverin shott and the holbardes I wrote to you for by my former lettere.

Thus wishinge to your lordeshippe muche increase of honor, I humble take my leave, praing you that I may with all speed understande your pleasure herein.

My lorde, the countrie heere sendeth in neither horsemeate nor mans meate, nor the sherief is hable to doe anythinge amonge them. So that what provision I have I am faine to buy the same heere as the markett goeth.

From Limericke, this xth of Aprill, 1570.

The good service that sir Thomas of Desmonde hath done since my departinge hath been the spoiling and prainge of sir William Bourke FitzEdmonde, so that to tell your lordeshippe myne opinion, with the judgement of all the countreies heereabouts, I holde him of as little discession in service as any man, for that he seketh more the revenge of his private quarrells againste his countrey people then the revendge of her majesties cawse againste the rebell James FitzMorishe.

fol. 272. Your good lordshippes pleasure I only stay uppon and woll proceed presently uppon knowledge had thereof.

Your lordeshippes allwaies assured to commaunde,—Thomas Ormonde and Ossorie.

[CCXVI.]—The offers and humble requestes of the erle of Thomonde, made to the right honorable sir Thomas Butler, knight, earle of Ormonde and Ossorie, lorde of the liberty of Tipperarie, highe lorde treasurer of Irelande and generall of her majesties armie in Mounster and Thomonde, at the campe by Bellaghenefoilye,³ the second of Aprill, 1570:

1. Firste: The saide earle doth offer to deliver presently unto the said earle of Ormondes handes all suche her majesties subjectes as he

¹ Pass.

² Connello, Munster.

³ Baile an phoill—Piltown, Waterford.

hath nowe prisoners, as well Englishe as Irishe, and for accomplishment thereof was solemnly sworne upon the holy evangelistes.

1570.

2. Item: The said earle of Thomonde shall also presently deliver unto the handes of the said lorde generall, to her majesties use, all his manors, lordshippes and landes within Thomonde, upon condicion followinge, videlicet: that if the lorde deputie and counsell doe agree that his attourney may have free recourse and licence to passe into Englande to exhibite his complaintes before her highnes, and to answer the objections of sir Edward Fitton, lorde president of Connaght. Then if the queenes majestie, upon hering of these causes of both sydes, doe thinke him selfe worthie to loose his said manors and landes then he doth agree and consente that her majestie shall enjoye the same at her owne will and pleasure, only grauntinge, unto the said earle of Thomonde pardon of his lyfe, with libertie and license that he may repaire in person to serve in her courte or ellswheare her majestie shall commaunde.

3. Also: That the said lorde president and all other her majesties subjectes within his rule shall forbear to prejudice the said earle of Thomonde or any of his followers till suche tyme as the queenes majesties pleasure be advertised oute of Englande. And also that the lorde deputie shall protecte the said earle his goodes, tennantes and followers till her highnes pleasure be knowne. fol. 272b.

4. Item: The saide earle of Thomonde doth offer in the meanetyme to serve the queenes majestie againste James Fitz Morishe or any other rebell or traitour at any tyme he shalbe required thereto.

5. Item: The saide earle of Thomonde doth moste humbly request that it may please the lorde deputie to stande good lorde unto him, as hitherto he hath been, and to comforte him with his favorable lettere. And that if it shall please the queenes majestie to graunte him pardon, as aforesaid, and licence to repaire to her highnes that then it may please my lorde deputie to comaunde the erle of Ormonde to take speciall chardge of his cuntry and followers in his absence, and them to defende from the spoyle of any man.

6. Item: The said earle requireth that Teige McMoroughe, nowe sherief, may be removed and some Englishman or other whom the lorde deputie will appointe to be sherief.

7. Item: The said earle requireth to borrowe some reasonable somme of money to beare his chardges into Englande of the queenes majesties treasure here in Irelande, for which he will mortgage and pledge to her highnes use all his landes in the Englishe Pale and suche other castells and landes in Thomonde as the lorde deputie shall thinke good.

8. Finallie: If my lorde deputie doe not agree to the aforesaid articles, that then the said earle of Ormonde shall upon retourne of my lorde deputies pleasure, accordinge his promese, redeliver to the said earle of Thomonde all suche his castells and landes as shalbe delivered to him, without breaking or weakninge of them or any parte of them. And after redeliverie thereof to give him five dayes respecte before he be proclaymed or prosecuted.

[CCXVII. 1.]—The copie of a lettere to the erle of Ormonde and therein inclosed certeine offers to be presented to the earle of Thomonde:

After our right hartie commendacions unto you, our verie good lorde: Your letteres of the tenth of this presente written to me the lorde

1570.

deputie came to my handles the xixth of the same, delivered by Mr. Patrike Sherlocke, and the contentes thereof have beene debated amongst us with the articles of the offers and requestes of the earle of Thomonde which were inclosed in your said letteres, with as substanciall and grave consideracion as our skilles can reache unto :

And like as wee perceive of your lordeshippes parte, to our good contentacion and greate comforthe, howe you have proceded with diligence, greate care, paine, and coste so farre forthe as the opportunitie of thinges to serve your purpose would permitt and cannot but allowe and like well of the use and bestowinge of the intervall, whyles the state of the earles case may be debated and resolved, whereby the deliverie of the persons is absolutely gayned. So to answer your lordeshippe, our opinions judgements and resolucions touchinge the said articles wee be all of one mynde, that though it please him to call them humble requestes that they be without all humilitie verie skornefull, and so imperious, though not in comaundement : yett in untowardenes to obey, as wee thinke it not for the queenes honour to allowe of them, nor for the dewetie of this state to yelde to graunte them.

The cawses for that he no manner of way offeringe to stande to or abyde the order and judgement of this state that her majestie hath placed for the governement of the whole realme, but that more is limitynge by his offers in what sorte he wilbe used, wee doe judge that it becommeth not us, with the referring of any matter brought to her majesties judgement, to abridge any parte of her highnes power to doe what her pleasure shall best like in justice nor to prevent by our assenting that that her majestie may doe and is inclyned to doe, of her moste gracious clemencie and disposecion to mercie, and next wee thinke it verie inconvenient, seeing his disobedience hath beene chiefly in resistance of that auctoritie placed by her majestie in those provinces of Connaght and Thomonde, that he shoulde, during the tyme of his triall, exempt himselfe and all his from that rule and auctoritie and so winne and recover by the agreement that, that by his rebellion he hath attempted, for so muche wee take that that request doith implice, and importeth a sturringe of the others of that province that are unwilling to be governed to evict and exempt themselves by the like meanes :

The substance of the rest of his offers and requestes wee accompte not worthie to be spoken of more then wee expresse in suche articles of our offers as wee doe send your lordeshippe heere inclosed. And therefore in no wyse wee thinke it convenient to allowe of those his offers :

And yett, for that wee woulde all men shoulde knowe howe unwilling we be to mainteine warres where wee may conclude any good and honorable peace (presuming that your lordeshippe is of our opinion, as wee can gether no greate likinge that you have of his articles aforesaid, we be contented that your lordeshippe shall make him offer of our said articles, to be refused or accepted within the apointed tyme of five dayes after redeliverie of his castells. And though we doe acknowledge therein to lessen the majestie of the queene in this state, committed to our government, and that it is more then he is worthie of that hath not only refused the accomplishment of our firste and second letteres, offeringe all reasonable indifferencie, but also hath in the meane tyme (besides his delayses) committed many disorders and attempted detestable practises, yett for quietnes sake wee thinke meete to make apparante demonstracion that it shalbe his only faulte if those troubles goe further on. And, even as in makinge the agreement wee pray your lordeshippe to expounde all doubtles that may rise, as it may

fol. 273b.

sownde to the speciall regarde of the roiall majestie of the queene, as well in this government as in that perticuler province, so if you finde that the earle will not yelde to this reasonable conformitie our whole truste and hartie desire is and (if in any) point wee may augment your authoritie, wee doe hereby geve you power that your lordeshippe fol. 274. (imediately after the dayes paste that you stande bounde to him in honour) doe prosecute him, all manner of waies, accordinge to the intent of your former commission and that with as muche speede as you can, for that wee finde (and your lordeshippe seeth by profe) that delays doe both increase her majesties coste, consume your lordeshippe and waste the countrie.

Like as wee meane no lesse then uppon advertisement from your lordeshippe of his in conformitie to proclayme him rebell and to proceed in the next session of parliament for his atteinder.

And so hopeinge more in your lordeshippes towardnes then in our instruccions wee committ this weightie cawse unto your in forme aforesaid, and bid your lordeshippe most hertely well to fare.

From the castell of Dublin, the xxiiith of Aprill, 1570. Your lordeshippes verie lovinge frendes, ———.¹

[CCXVII. 2.]—Offers of agreement graunted by the lorde fol. 274b.
deputie and counsell to be proponed by the right honorable the earle of Ormonde lorde highe threasurer of this realme of Irelande to the earle of Thomonde, to be accepted or refused by the said earle of Thomonde within five dayes after they shalbe published unto him by the said earle of Ormonde :

1.—Firste : That the said earle of Thomonde shall have free license and libertie for him selfe and suche nomber with him as the said earle of Ormonde shall thinke meete, to make his repaire and accesse unto us the lorde deputie and counsell, to declare his causes of mislikinge with the lorde president and counsell of Connaght, and to propone what he hath for the justifeing or excuse of his doinges thereon fallen owte and shall not faile at our handes to have therein justice with all indifferencie and favour, which if he any way dowbte of or shall thinke in the profe that he findeth it not he shall have free license and libertie for him selfe and suche other with him as the said lorde threasurer shall thinke meete, to passe into Englande to make his repaire unto the queenes majestie in person and there simple to submitte himselfe and all his causes to her majesties judgement and mercie, betwene this and the xxvith of May next.

2. Item : If the saide earle of Thomonde within five dayes after the restoringe of his castells doe accepte either of the offers abovesaid that then he shall yelde that those his castells and other his mannors and landes shalbe redelivered as afore and remaine in garde to the queenes majesties use and all his mannors and landes to be and remaine in her highnesse proteccion till her pleasure be signified in that behalfe.

3. Item : That thenceforth the profittes of his landes shalbe sequestred fol. 275. into the handes of the earle of Ormonde, to her majesties use likewyse, till she have declared her pleasure in the disposicion of it.

4. Item : That the said lorde threasurer, earle of Ormonde, shall have power and auctoritie in the tyme of sequestracion lawfully to defend all wronges offered unto any of the tennantes of the said earle of Thomonde

¹ Blank in MS.

1570. and to followe the redresse thereof by order of lawe in as lardge and ample manner as the earle of Thomonde might lawfully have done if he had never offended.

5. Item: That for any offence committed in parte taking with the said earle of Thomonde since his said disobedience and rebellion untill the said earles acceptance of theise articles the lorde president, executinge the authoritie in that province according to her majesties commission, shall suspend to prosecute the executing of that her majesties commission uppon suche of the tenantes and followers of the said earle of Thomonde as the said earle before his departure into Englande, if he doe goe, shall in one booke give in theire names to the said lorde president, to witt, for any offence heretofore or in the tyme of his rebellion by any of them done and no otherwyse.

fol. 275b. [CCXVIII].—The copie of the queenes majesties first lettere to wchinge the erle of Thomonde:

By the queene.

Right trusty and wellbeloved we grete you well: We have a good tyme now past intended to have sent thither to you the erle of Thomonde, to be hard and ordered by you and our counsell there as should seme metest for the honor of the state, which we have committed to you in the supream government of that realme, and also for example of others of his condition in such like cases as his is, but his sicknes hath bene such in the meane time as he could not conveniently departe in jorney thetherward untill now. And because we perceave by the letteres and information sent hither at this present to our counsell by Rauffe Roockby, our justice then in our counsell established in Connaght, that you have had some doubt that we ment to use him with such favor as his fautes to our state there did no wise deserve, for that he himself by letteres sent from hence to you pretendeth that he hath found greate favor with us and our counsell and by letteres to our cosen, the erle of Ormonde, that he was sent for honorably by us and our counsell after his arrivall into Fraunce without expressing any thing how he made greate labor and sute to our ambassador there, or how otherwise he hath bene used, we have thought mete to advertise you the very trought of our usage towards him:

fol. 276.

At the beginnyng that we hard of his beinge in Fraunce first by some intelligence privaty out of Normandy, where he landed, and next by our ambassador in Fraunce. And then we also harde of his being secretly about the French court. And how that although he made meanes to our ambassador to recover our pardon and to retorne, yet he was also enticed to offer service to the king there, from whom he received some porcion of money, wheruppon our ambassador, upon his owne discretion, thought good secretly to stay him from desperacion of our mercy and advertised us of the same, wheruppon we commanded our ambassador to move him to come hither, where he should be hard to saye what he could for himself, if his offences were no greater then he pretended, being, as he saide, non other but fleeing out of the realme for feare of the president, and intending to come hether by sea into England; which the master of the ship, being a freinde man would not let him do, and so forth, with other colorable matters to induce us to thinke no default in his loyaltye.

And though at the first he liked not of this kind of answer, still pressing to receive absolutely grace and pardon, yet in the end the ambassador told him, that he had no commission from us to give him other answer; but because he had compassion of him, and trusted his owne

assertions for his truth of allegiance to us, he wold thus much adventure, as to send one of his trustie servauntes with him to come into England and to make humble request, that he might be hard to alledge what he cold for himself. And if therby we shuld not be moved to pardon him that then it might be lawfull for him to retorne into Fraunce or where he wold. And so he was brought nere to our court, being then in Oxfordshire, where we wold not permitt him to come nere unto us but cawsed him to be committed to the custody of one of our servauntes in Oxford, where he remained a good space before he had accesse to any of our counsell, and after longe and humble sute made by him he was hard how he could answere sundry thinges wherewith he was chardged for his disobedience to our president and counsell in Connaught, making such answere therunto as nether appeared sufficient nor yet was credited, and so he found no other resolution at that time, but that he should be sent thither into Ireland to appeare before you and our counsell and theare to be hard and abide such order as to you should be found reasonable. And if it might appeare that ther was non other fault in him but his departing out of the realme for feare of the president, he was put in some comfort that then he should be favorably used by you, and if he liked not this it was said unto him, because the ambassador had offered him more then he had warrant to do, that he yet shold be suffered to departe the realme as he came :

And therewith also he was roundly used with sharpe wordes and so reproved as he found no suche reputacion made of him, as wherby he might write or reporte of any such favor shewed unto him as by his letteres he reporteth.

Heruppon he continued still in his humble request to have favor with justification of his truth and allegiance, although he yelded to some oversight in his departing, and accepted the order ment to be sent into Ireland to be ordered by you, which being determined to be forthwith executed, he fell sicke, and so continued more then a moneth, whereof being recovered, upon long sute made by him to our counsell, he was suffered to come to our presence to make his submission, havinge not before bene suffered to speke to us.

And there openly being on the first day of this moneth, notwithstanding his most humble submission, desire of pardon and offer of all kind of service he had no answere of us but with sharpe reprehension, in the best sorte we cold use it, both for abassing of himself, and for reputacion of our state there, with speciall allowances of you and our president and counsell, concluding with him that he should repaire into Ireland, and submitt himselfe in all thinges to the order of you and our counsell there. Adding nevertheles for some comfort of him, upon his very humble submission and token of repentance, that we wold write unto you that if he were not found culpable in any pointe of treason against us or our state there that then he shold be spared from the judgement of death, and otherwise he shuld receive such punishment and order concerning himself his landes and living as to you shuld seme mete :

And otherwise then this he never received favor by any speche of us, whatsoever he or any other for his advantage have or shall reporte. And in this sorte we have thought good at length to explicate our usage towards him. So as now our pleasure is at his coming to you, he be used by you as shall seme metest for the reputacion and benefitt of our service there, having also nevertheles regard that some difference be made in the sight of the world of him from others, being as we take him but simple in understanding and coming out of a foreine countre, where he was entised to have abiden not without some slander to our

1570.
fol. 277b.

government and to submitt himself as he hath done to abide your order in that realm which we doubt not but ye will have in consideracion ; and of your proceedinge with him we require to be spedely advertised. We wold also have you in your ordering of him and his landes that payment and satisfaction may be made of sondry somes of money which have bene laied out bothe here by your order and also in Fraunce by our ambassador, whereof you shall receive a note from our secretary, by whom you shall forder understand our pleasure in that behalf.

Yeven under our signet at our honor of Hampton Court, the viiith day of November, 1570, in the twelfth yere of our reigne.

The direction : To our right trusty and welbeloved sir Henry Sidney, knight of our order our deputie of our realme of Ireland, and president of our counsell in the marches of Wales.

fol. 278.

[CCXVIII. 2.]—The coppie of the quenes majesties seconde lettere towching the erle of Thomonde, brought by himself :

By the quene :

Right trusty and welbeloved we grete you well : Although we have by our former letteres made full declaracion to you how we have proceded with the erle of Thomond and in what sorte we entended to send him thither to yow, yet now upon his humble and lowly submission renewed to us at his departure, with very earnest request for our favorable letteres to yow, we could not but after some sharpe reprehension of him for his greate follies and contemptes graunt him thus much by these our letteres, to be caried by himself, that not hearing of any attempt of treason towching our royall estate or person, we wold give yow knowledge that we ment not that he should be in danger of his lief, but that being saved to him, he shold be hard and ordered for all the rest by yow, our governor and deputie, as to yow and our counsell shold seme mete for our estate :

And so we require yow to deale with him in as favorable sorte, as may seme to be agreable and not prejudiciale to the authoritie that we have committed to yow or to our president in Connought :

fol. 278b.

For though his coming hither as he did, without any warrant from us, and his continuall attendance and lowlines in submitting himself absolutely to us, might provoke us to shew furdur clemency, yet we have more regard of our estate reposed in your handes then anywise to yeld any thing to him that might prejudice the credit and reputacion of yow and our counsell there in that realme.

Yeven under our signet at our honor of Hamptoncourt, the xxth of November, 1570, in the xiiith yere of our reigne.

The direction : To our right trusty and welbeloved sir Henry Sidney, knight of the order of our garter and deputie of our realme of Irelande, etc.

[CCXIX.]—The submission of the erle of Thomond :

To the right honorable sir Henry Sidney, knight of the honorable order of the garter, president of the counsell in Wales and lorde deputie generall of the realme of Ireland :

Most honorable, gracious and mercifull lord, I, your humble suppliant, Conor, erle of Thomonde, here prostrat uppon my knees do in this honorable presens most humbly submitt my body, landes and goodes unto the quenes moste excellent majestie and her unspekeable merceye and to your honorable estate representinge here hir most royall person :

And do acknowledge and confes that through evell and naughty counsell, and without any occasion ministred unto me, I traiterously and rebelliously have committed high treason against her majestie divers and soundrie times, and of late by beinge in open rebellion and ostilitie against her majestie and the lord president of Connought, representing her majestie, and by her established within the province of Connought and Thomond : 1570. fol. 279

I do also acknowledge and confes the wilfull and traiterous morderinge of parte of her soldiars and taking other parte prisoners and kept them in captivitie. I confes the receite of letteres from James Fitz Moris, being in rebellion, to percever and joyne with him in his abhominable treason.

I confes also to have taken shipping into Fraunce without license of your honorable lordeshippe for evell purposes. These and many other disloyall offences, which I cannot remember, I have most traiterously committed, contrary to my bounden dutie of alegiance and to the disquietnes, so farr as laye in me, of that state of Connought and Thomond, for the which I am most hartely sory and greved in my consciens, wherby I have deserved to lose land, lief and goodes, and do most humble, reverently and obediently yeld unto the queenes majestie my lief, landes and goodes to be used in her majesties pleassure. fol. 279b.

Humbly beseching your honorable estate and my lordes of the counsell here present to be humble suters for me unto her excellent majestie that it may please her highnes of hir wounted goodnes to shew unto me her most gracious mercy and clemency which my undutefull actes hath nothing deserved.

And so shall I, according my bounden dutie, pray for the prosperous estate of her majestie and your honorable good lordeshippes longe to endure.

Your honors humble suppliant,—Conor Thomonde.

[CCXX.]—The surrender of the erle of Thomonde :

Omnibus Christi fidelibus ad quos hoc presens scriptum pervenerit Cornelius, alias Conor, comes Thomond, salutem in Domino sempiternam :

Noveritis me prefatum Cornelium, alias Conor, ex quibusdam causis justis ac rationabilibus animam et conscientiam meam specialiter moventibus, ac spontanea voluntate dedisse, concessisse et sursum reddidisse ac per presentes dare, concedere, reddere, deliberare, confirmare et sursum reddere illustrissime et invictissime domine nostre Elizabeth, Dei gratia, Anglie, Francie et Hibernie regine, fidei defensoris, etc. omnia et omnimoda maneria, dominia, messuagia, terras, redditus, reverciones, molendina, prata, pascua et pasturas silvas, boscos, subboscos, domos, edificia, grangias, horrea, stabula, columbaria, piscaria, warrennia, gurgites, aquas, stagna, rectorias, vicarias, feoda militum, advocaciones, patronatus ecclesiarum, capellarum et cantariarum quarumcunque, pensiones, porciones, decimas, oblationes, curias letas, visus franchi plegii, ac perquisiciones et proficua eorundem ; ac omnia alia jura, possessiones et hereditamenta quecunque tam spiritualia quam temporalia cujuscunque generis et nature sunt et quibuscunque nominibus censeantur seu cognoscuntur, cum omnibus et singulis eorum membris, juribus et pertinentiis universis in Clonraund, Clare, Bounrattie, Moaige, Castell de Banke, Daungebreake in comitatu Clare, alias Thomonde, ac alibi in dicto comitatu Clare, alias Thomonde, Drisshoke, Kylmacodricke et Newgraunge, in comitatu Dublin et alibi ubicunque infra terram dicte domine regine Hibernie predictio Cornelio, alias fol. 280

1579.

Conor, spectantia sive aliquo modo pertinentia; ac omnimoda cartas, evidencias, litteras patentes, scripta munimenta et jura quecunque dicti manerii dominia, terras tenementa et cetera premissa cum pertinentiis seu alicui inde percellas quoquo modo spectantes sive pertinentes; ac omnia bona et catalla mea, mobilia et immobilia, viva et mortua, tam realia quam personalia ubicunque sunt inventa infra dictam terram Hibernie:

Habenda, tenenda et gaudenda omnia predicta maneria, dominia, messuagia, terras, tenementa ac cetera premissa cum omnibus et singulis suis pertinentiis prefate illustrissime domine regine heredibus et successoribus suis imperpetuum.

Et ego vero predictus Cornelius, alias Conor, et heredes mei omnia predicta maneria, dominia, messuagia, terras, tenementa ac cetera premissa, cum omnibus et singulis suis pertinentiis prefate illustrissime domine regine heredibus et successoribus suis contra omnes gentes warrantizabimus, acquietabimus et imperpetuum per presentes defendemus.

In cujus rei testimonium presentibus sigillum meum apposui.

Datum vicesimo primo die Decembris, anno [1570] regni dicte domine regine tercio decimo:—Conor Thomonde.

fol. 280b.

Memorandum: Quod vicesimo primo die Decembris, anno [1570] regni regine Elizabeth tercio decimo, infra civitatem Dublin, Cornelius, alias Conor, comes Thomonde, ex certa scientia et spontanea voluntate per ejus donationem, concessionem, sursum reddicionem et alienacionem infrascriptum ut factum suum merum, liberum et voluntarium cognovit.

Ac ut factum suum in manibus honorabilis domini Roberti Weston, cancellarii domine regine in terra sua Hibernie ad usum dicte illustrissime domine regine ultro et sponte tradebat. Et petierit instanter dictum dominum cancellarium ut factum suum hujusmodi ad perpetuam rei memoriam in curia cancellarie domine regine terre sue predictae irrotularetur, insumaretur et inscribi faceret.

Et rogavit hos testes subscriptos quatenus tam super ejus factum quam super sigillationem, deliberacionem, recognicionem et petitionem predictorum testimoniorum perhiberent.

Sequuntur nomina: Adam, Dublin.—H. Midensis.—John Chaloner.—E[dmund] Tremayne.

[CCXXI.] Articles agreed upon by the lorde deputie and counsell for orders towching the erle of Thomonde:

fol. 281.

1. First: That where the said erle hathe confessed himself to have committed treason, murder, etc. within the province of Conaught and Thomonde, and of his owne free will hathe submitted himself to her highnes' mercie and surrendered all his landes, tenementes, hereditamentes, offices and other rightes to the queenes majestie to be disposed at her majesties will and pleasure: It is ordered that the same submission and surrender shall at the next generall sessions to be holden in Thomonde, be by the said erle openlie and solemnelie redde and published afore the people, to the terror and example of others that shall commit the like offence:

2. Item: It is ordered that the said erle shall not depart this towne of Dublin till he be delivered to the lorde president of Conaught and so remaine in compaignie of the said lorde president till he and the counsaill of Conaught goe into Thomonde to hold sessions, and then and there the said erle to say for himself what he can:

3. Item: Where the queenes majestie of her greate mercie is inclined to graunte the said erle pardon of his lief in some sorte, it is ordered that the same pardon shalbe delivered to the handes of the lorde president to remaine with him and the counsell till the said sessions and that the same to be delivered openlie to the erle upon suche conditions as to the lorde president and counsell shall seme good for the preservacion of the queenes honor and quiet of the countrie :

1570.

4. Item: For the better instructions of the lorde president and counsell yt is ordered that before the said erle have his pardon delivered or him self be discharged he shall surrender and deliver into theire handes to her majesties use all his letteres patentes and other evidences as well of landes as offices, and also deliver in his brother, Tirrelaugh, as pledge for his good behaviour, and also disarm and remove the warde of Moybrakan, and put the lorde president and counsell in quiet possession thereof to her highnes use.

[CCXXII.]—Apud castrum Dublinii, xxii^o Decembris, 1570, et anno fol. 281b.
regni illustrissime regine nostre Elizabeth, xiii^o:

Memorandum : That where the erle of Thomonde had declared before the queenes majestie and her highnes most honorable privy counsell in Englande that the cawse of his rebellion and declinacion from obedience proceded chieflie of the feare he had of the lorde president of Conaught, and the extorcion that the said lorde president and his used upon the poore people, and ther oppression of the countrie, whereby the state there was unjustely sklaundered and the lorde president and his in perticuler towched :

The said erle, beinge, at the especiall sute of the said lorde president, brought before the lorde deputie and counsaill to declare the cawse of the feare he conceived of the lorde president; and to showe what extorcion and oppression he or his had used upon the countrie, denied utterlie that there was any juste cawse geven him on the lorde presidentes parte to move him to that disorder, or to attempt that offence of the state there. Upon which his publique and manifest deniall, beinge urged by the lorde president to put away all vaine feare or imagenacion of dowbt that he might conceive of any intencion that was mente in any sorte to entrappe him by this demaunde but that the same was only sought at his handes for the simple declaracion of the trewth and for no other cawse; and that by the openinge of the trewth he shall in some parte repaire the greate and heinous offence he had committed against that government, addinge further to encourage him not to hide any parte of the troth, that the queenes majestie had delt most mercifullie and graciouslie with him and had pardoned him his lief and thereof he might stande most assured for it was now resolved upon by the lorde deputie and counsaill that his pardon shulde be passed under the greate seale and delivered him and therefore he might now be bolde to declare the trewth and stande no longer in feare, since order was taken bothe for his pardon and enlargement. fol. 282.

Whereunto the erle answered that if he had said any thing against the lorde president in those two pointes he was now charged with that he did recante it and utterlie renounce and denie it. Yet beinge further urged for the declaracion of the trothe what he could say against the said lorde president, answered : ' What will you have me say? I can say no more than I have said. I have grevously offended the queenes majestie, you, my lorde deputie and my lorde president, and I pray you forgeve me, and the next time I shall offende or decline from my dewtie of obedience and loialtie towardes the queenes

1570.

majestie or the state, I pray God I may have no longer lief; and that he wold never crave pardon if he shulde henceforthe offende either the queene or the state, but that then the lorde deputie and counsell shuld doo with him as thei lest.'

[CCXXIII.]—A coppie of a lettere to the lordes of the counsaile in England for the lord president of Connoghte :

fol. 282b.

Maye it please your good lordshippes : By the last letteres of me, the deputy, written to the quenes majestie, in aunswear of those that wear sent, by hir highnes touchinge the earll of Thomond, is advertised so muche as was at that time delt with the said earll, and somewhat also what was determined towards him. Among which it was agreede that he should submitt himself to the lorde president of Conoghte, and proceedinge accordinge as was entended, we thoughte it convenient to send for the saide lorde president wyth whom having some consultacion we founde that notwithstandinge the earles offer of humble submission, he accounted himself agrevid that the earle had reported, as by hir majesties letteres did appere, that the fear of him was the cause of his first sturr, and his flyinge into Fraunce, and also that the said lorde president should oppresse his countrey and people, and thearuppon desired that the saide earle, in presence of this lorde, mighte be heard, what he could saye touchinge the same, which, beinge thought verey convenient, the earle was brought accordingly, and the matters aforesaid laid to his chardge :

He aunswered with great humility, uppon his knees, that he had sondry waies offended the quenes majestie, the lorde deputy, and the lorde president, for which he had submitted himself, and did now to them all and in perticuler to the lorde president, acknowledginge that the whole advertismentes and circumstances of his doinges sent by the lorde president and counsell to me, the lorde deputy, and from me to your honors wear and are true; callinge for mercy and refusing to stand to justifiacion, praied us all to be good unto him :

fol. 283.

And althoughe it wear pressed uppon him that he should freely expresse if he had eny cause of fear, or that thear was eny suche oppression offerid, yet did he not aledge any but still praied us all to be good unto him and that he moughte have his pardon for his liffe. So as on the one parte we be perswaded that he had no further cause of fear than proceded of his owne ymaginacion at the first and uppon his desertes and gilty conscience at the last, nor that thear was eny oppression offered at all to him or his countrey, so on the other side seeinge how firmly he reliethe to mercy, desieringe nothinge but his liffe, havinge by substanciall instrument, under his hand and seale, surrenderid to hir majestie all his landes and goodes, wee have thoughte meete to comfort him with the assurance of his liffe, promessinge that it shalbe emediatly passed under hir highnes seale, and be deliverid unto him by the lorde president, in his countrey, at some generall sessions, wheare in like sorte in the face of his owne people he must submitt himself, openly knowledginge his offence to that state of justice beinge by us thought so to be moste necessarie, for that his first revolt disturbed the sessions then appointed :

We have presently graunted him the libertie of this cittie, uppon sufficient bond not to departe without lycence, and do porpose to consider of his further liberty and favor as we shall fynde increace of his good dispoicion to obedience :

And thus muche have we thought convenient to signify unto your lordshippes, as well in the satisfaction of my lorde president, that in this

case is not to be spotted, as also to commend unto yow the state of this poore earle, that now altogether dependeth upon the queenes majesties goodnes, and praieth God to be no otherwise holpen then from hence-forthe he meanethe faithfully and truly to searve hir.

1570.

And so, leavinge it to your lordshippes more grave consideracions, we most humbli take owre leaves.

From Dublin, the xxiiiith of December, 1570.

1570-1.

[CCXXIV.]—The copie of the commission together with the instructions for a parle to be had with Tirrillogh Leonaghe, given the viiith of Januarie, 1570[-1.]: fol. 283b.

Right trustie and welbeloved we greet you well :

Whereas greate disorders have bene and dailie are committed upon the borders of the northe, to the annoyance of hir majesties good subjectes, and to the continuall disturbaunce, of hir highnes peace, by Tirlogh Leonaghe and his folowers: And of his parte also complaintes hathe bene exhibited unto us, of some wronges done unto him and his people, in the time of truese appoincted and agreed betwixt us. Forso-muche as the saide Tirlogh Leonaghe hath desired that a place of meetinge moughte be appoincted, and convenient comissioners assigned for the hearing and determining of all causes on bothe sides, like as he for his parte hathe promesed to send forthe suche as shalbe fully authorised to deale in all causes touchinge himself and his people, and to come also in person to some convenient place near unto the borders for the same porpose :

Evin so wee, for hir majesties parte, beinge inclyned to embrace and mainteine peace so far forthe as it may stand with hir majesties honor, for the great trust and confidence that we repose in the wisdomes, discreacions, and assuerid fidelities of you, sir Nicholas Bagnall, knighte, marshall of hir majesties army, within this realme of Ireland, sir Thomas Cusake, knighte, one of hir majesties preavie counsaile, James Dowdall, esquier, second justice of hir majesties benche, Terrence Daniell, clercke, deane of Ardmaghe, and sir John Bedlo, knighte, wee have and doe by virtue of this our commission, appoincte, assigne, and authorice you fyve, foure, three, or eny two of you to meete, treat and taulke with the saide Tirrilloghe Leonaghe, and eny suche commissioners as he shall send, to eny place or places that you shall like of, and at what time soever you shall agree uppon. And doe further give you as aforesaide, full power and authoritie to heare and determin with the commissioners of the other parte, all causes in controversy, and to ordre restitution and amendes to all parties agrieved. fol. 284.

And also to make truese and to conclude peace, or abstinence from warres by your discreacions, accordinge to suche instructions, as are heareunto annexed.

And whatsoever you fyve, four, three, or eny two of you shall doe, we do promes to hold it ratified and confirmed inviolable in as suer and substantiall maner and order as though the same had bene done or concluded uppon by oure owne person with the consent of the whole counsaile.

And the same your doinges we doe also promes to confirme by eny further instrumentes at all times when we shalbe thearunto required uppon your honor, which we will mainteyne unspoted.

And this with our instructions folowinge, wee thincke sufficient to you, beinge of yourselves wise men and of good experience in thiese cases :

1570-1.

Instructions :

1.—You shall procure Tirriloghe Leonaghe to come to the Newry or to Dundalke, or as near the borders as you can. But if you cannot, we refer to your discreacions to make choise of the place of meetinge as you shall thincke meetest ; and evin so of the time and the allowance of suche persons as shalbe sent to taulke with you.

2.—You shall demaunde first what requestes hee makethe, what grieffes he hathe to complaine of, either touchinge himself or his people and use yourselves so as thoughe this meetinge wear onely at his request and for his causes.

3.—Declare unto him oure disposicion to peace generally, and of our good will to peace with him, wheare it is and shalbe agreable to the quienes honor ; what inconvenience comethe of warres, specially uppon him when the army shalbe bent uppon him.

fol. 284b.

4.—Make knowen unto him in what reddines we have the whole garrison at this time abowte our person by the accesse of all the horsmen and footemen that wear in Mounster, whear thear is now no neede of them, with the provision of victualls and other necessities, by the cominge of the victualler, sufficiently furnished with money.

5.—You may put him in dispair of all forraine helpe, the quiene of Skottes beinge prisoner in England, the kinge thear mayneteyned by the quien, oure misteris power ; Fraunce so wasted and weary of warres at home as they rather seeke friendship with our quiene, then any way to annoy hir ; Spaine vehemently afflicted with Moores, and otherwise in greate towardnes of amity with us.

6.—All this notwithstandinge, wee are contented to abstaine from subduinge of him, till he may make his suite into England to the quienes majestie by suche agent or agentes as you shall thincke to be convenient, whearein it behovethe you to have regard to the quienes honor, and so shall it behove him, if he expect any grace to come thereof.

7.—Duringe which abstinence of our parte we loke to have him bounde bothe by othe and pledge to keape peace to all suche as of our parte formerly composed onlesse we shall uppon any occasion proclaime eny of them for enimies, then he to doe his pleassure againste all such.

8.—And duringe the same time of abstinence we will use no hostilitie againste eny in the Northe but for non payment of debtes already orderid and judged, or for hurtes that eny of them shall heareafter doe uppon eny of the quienes good subjectes.

fol. 285.

9.—Yf he claime eny uriaghtes hearetofore disclaimed by him you shall put him in remembrance of his othe uppon the holy booke, solempnely sworne and touchted, and his sonne in pledge uppon losse of his life for performance of it, wheareof the quiene hathe bene advertised, and thearof we neither dare, can nor will dispence with eny parte, hir lighnes not beinge made privy to it.

10.—Remember to aledge unto him the possession that the quienes majesty hathe by the act of parliament of the whole countrey, and the chardges already susteyned which may not be lost.

11.—That you heare, ordre and determin all controversies betwixt sir Brian McPhelem and him, and the barons sonnés and him, sins the first truese taken by the deane, and the causes of all others that shalbe contented to depend uppon the quienes majesties parte, callinge before you by virtue of this your commission all suche as you shall thincke necessarie, either as parties or witnesses to testify the trouthe, in which

it is necessary that you give sufficient warning of the time and place of your meetinge.

1570-1,

12.—And that you doe deliver your orders made in writinge to the parties betwixte whom the same is orderid, with streight charge in hir majesties name for performance thereof, as effectually as though it wear done by ourselves, and as assurdly they shall aunsweor the contempte at their perills.

13.—If he will make particion with the barons sonnes of landes in Tirone, to accepte the same till hir majesties pleasure be knowne for further confirmation.

14.—Finallie: If you finde him conformable, embrace it at your discreacions, if not yett as longe time of truese as you can and retourne in peix.

15.—That you demaund restitution of Logh Sidney and the men that wear in the ward theareof, specially of the men and of the forte, also if you can, though you doe undertake that you will obtaine at our handes that the keepinge theareof shalbe graunted to Tirrilloghe Brasselloghe which shalbe performed if you so promes.

[CCXXV.]—Ordo concordie seu pacis facte et determinate inter fol. 285b.
commissarios regine majestatis, justiciarium Dowdal, et decanum Armachanum, autoritate domini deputati, ex una parte et Terrentium Oneile, principalem sue gentis et cognominis, ex altera parte, in campo dicti Terrentii, apud Dromgarra, xx^o die Januarii, anno Domini 1570, et anno regine Elizabethhe xiii^o:

[1.] Imprimis: Ordinatum et conclusum est quod dictus Terrentius Oneile, principalis sue gentis suique cognominis, observabit pacem generaliter omnibus Anglicanis subditis regine majestatis; et quod Odonill, Oreiley, Bernardus, filius Phelmei Oneile, Magnassa, Ohandlone, Filii baronis et Arthurus McDonill dependent super pacem domini deputati:

Et quod dictus Terrentius propria autoritate nullum ex predictis invadat, sed si aliqua controversie inter eum et eos vel eorum aliquem oriri contingat, quod tunc querrellam suam proponat coram domino deputato vel gubernatore pro tempore existenti, et dictus dominus deputatus vel gubernator mittat comissarios ad determinandam causam earum controversiarum. Si qui autem qui dependent super pacem domini deputati hujusmodi pacem violaverint, ordinatum est quod imediate tenebitur marascallus, autoritate domini deputati compellere partem restituere damna sic illata unacum quatuor animalibus in penam pro quolibet animali sic ablato:

Et similiter dictus Terrentius teneatur sic agere pro sua parte et omnibus sibi adherentibus: et hujusmodi forma pacis inviolabiliter observetur usque ad redditum nuntiorum dicti Terrentii a majestate regine quos mittit cum certis petitionibus.¹

[2.] Item: Ubi dictus Terrentius desideravit habere McGwyre, fol. 286.
McMaghone et Colla McBrian super sua pace, ut urrachus,² usque ad redditum suorum nuntiorum a majestate regine ex eo quod dicti ad eum voluntarie pendente bello venerunt prout secundum eum ex antiqua consuetudine debresnt. Hoc penitus sibi per commissarios negatum

¹ In margin:—"Onele to performe this order untill his messenger shall retourne from her majestie."

² In Irish: Urrigh,--sub-king.

1570-1.

fuit attamen pollicitum sibi fuit ad humilem suam petitionem ex diversis consideracionibus quod dominus deputatus vel gubernator pro tempore existens eos neque aliquem alium in boriali parte invadat usque ad redditum dictorum nuntiorum a majestate regine, nisi propter licquida debita jam judicata vel propter malefacta in futurum committenda.

Et quantum ad probacionem predictorum debitorum, ordinatum est quod plene probentur coram commissariis, et eis probatis quod commissarii certum tempus limitabunt infra quod pars condemnata debita solvat ante aliquam invasionem vel pignora.

Demum quantum ad malefacta in futurum punienda, ordinatum est quod comittitur offensa determinationi commissariorum et si pars culpabilis non solvat secundum decretum commissariorum, tunc licebit eam hostiliter prosequi.

fol. 286b.

[3.] Item : Ordinatum est quod ubi plura damna fuerunt commissa per subditos dicti Terrentii his qui dependebant super pacem domini deputati, et simili forma damna fuerunt illata subditis dicti Terrentii per filios baronis et alios dependentes super pace domini deputati, pendentibus judiciis factis per dictum decanum et alios nomine domini deputati, quod fiat plena restitucio in omnibus, prout ordinatum fuerit per commissarios.

[4.] Item : Ordinatum est quod in determinandis omnibus controversiis emergentibus vel insurgentibus duo discreti viri ex hominibus dicti Terrentii astabunt commissariis.

In quorum omnium et singulorum fidem et testimonium dictus Terrentius juravit adimplere premissa per sacra Dei evangelia, presentibus hiis qui sequuntur, videlicet, magistro justiciario Dowdall, domino decano Armachano, Terrentio filio Henrici Ynele, Terrentio filio Phelmei, Arthuro filio Henrici, domino McGwire, domino McMaghoune et Collatio McBriene et aliis generosis nonnullis.

Hi omnes generosi quorum nomina hic subscribuntur, unacum suo uxore, solemniter jurarunt observare predictam pacem.

Ad humilem petitionem Terrentii Oneile, nos, dominus deputatus et regine majestatis consiliarii manus nostras ad hanc concordiam seu pacem determinatam et conclusam, ut supra, apposuimus : et sigillum hujus regni privatum apponi fecimus.

Datum tercio die Martii, 1570[-71], et anno regine nostre invictissime xiii^o.

[1566.]
fol. 287.

[CCXXVI.]—Hec indentura, facta xxiii^o die Octobris, anno serenissime principis Elizabethæ, Dei gratia Anglie Francie et Hibernie regine, fidei defensoris, etc. octavo [1566], inter honorabilem virum, dominum Henricum Sydney, ordinis garterii militem, presidentem consilii marchiarum Wallie, deputatum suum generalem in Hibernia, unacum consilio ejusdem regni quorum nomina subscribuntur, parte ex una, et Donaldum Oconnor, vulgariter nuncupatum Oconnor Sligo, ex altera parte, testatur, etc. (as at p. 187).

1570-1.
fol. 288.

[CCXXVII.]—An indenture betwixte the quiens majestie and Brien McCahir McArt Cavanaghe :

This indenture made betwixte the righte honorable sir Henry Sidney, knighte of the noble order of the gartier, lorde president of the counsaile of Walles and lorde deputy generall of Ireland, for and in the behaulf of the quiens moste excellent majestie of thone parte and Brian McCahir McArt Cavanaghe of Ballyian, in the county of Wexford, gentleman, chiffe of his name and seipte called Slaght Dermod lawdarage, for and

in the behaulf of himself and all the rest of the gentlemen and freeholders of the saide seipt in the baronies of Ballyian, St. Molinge and Clanhauricke and Fassaghesleabuy, in the county aforesaide, and in the county of Cathirloghe, as authorised by the saide gentlemen and freeholders under this deede and seale, of the other partie, wittnessethe :

That the saide Brian McCahir McArt Cavanaghe do for himself and all the rest of the saide gentlemen and freeholders of the baronies and places aforesaide for them, their heires and assignes, covenant, promes, graunt, agree and condiscend to and with the saide righte honorable the lorde deputy to surrender and give up in the quiens majesties moste honorable court of chauncery within this realme of Ireland, to the use of the quienes majestie, her heires and successors when he thearunto shalbe required, all suche mannors, castles, landes, tenementes, rentes, reversions and all other hereditamentes that they and every of them have within the saide borrowes and places aforesaide within the counties aforesaide, either in use or possession, and that the saide Briene McCahir and the rest aforesaide shall receave and take the same backe by letteres patentes from her majestie to have and to holde to them and their heirs for ever, yeldinge and painge unto her majesty, her heirs and successors suche yearelie rentes services and reservacions as shalbe expressed mentioned and contened in the saide letteres patentes :

fol. 288b.

And the saide righte honorable the lorde deputy, for and in the behaulf of the quienes most excellent majesty, dothe promes and graunte to and with the saide Briane McCahir that the saide Brian and the saide gentlemen and freeholders, their heires and assignes shall not onelic have letteres patentes made unto them of the saide landes tenementes and hereditamentes accordinge as before is expressed but also shall from and after the date hearof be free and wholly discharged, acquitted and exonerated for ever of and from the bonoghte, accustomed to be paide oute of the saide baronies and places aforesaide and by the seipt aforesaide to the quienes galloglasses, and of all sesses, chardges, exactions and impositions of souldiors, horse, horsboy and all other maner cesses, chardges, dewties and exactions whatsoever they be other then the rentes, reversions and chardges hereafter specifide :

In consideration of the discharge of which bonoght and other chardges aforesaide the saide Brian McCahir, for and in the behaulf of himself and all the rest aforesaide, have given and graunted like as heareby he dothe give and graunte to the saide righte honorable the lord deputy to the use of the quiens majestie, her heirs and successors for ever one yearly rentchardge of fifty two marches of good and lawfull money of Ireland, paiable at the feastes of St. Michael and Easter by eevin portions :

fol. 289.

The firste paiment to begyn at the feaste of Easter, which shalbe in the yeare of our lorde God a thousand fyve hunderid seavinty and two, and so yearly for ever at the severall feastes aforesaide, at her highnes exchequir within the saide realme of Irland, or to the handes of the vice theasauror or generall receiver of the same realm for the time beinge.

And if it fortune the saide rent of fifty two markes to be behind in parte or in the whole by the space of sex monethes next after eny of said feastes, that then it shalbe lawfull unto the saide righte honorable the lorde deputy or other governor or governors of this realme for the time beinge to enter and distreine in all and singuler the landes tenementes and hereditamentes within the saide countrie, baronies and places aforesaide, and the distresse so taken to deteine and kepe till the saide yearly rent be fully and wholly satisfied and paide.

1570-1.

fol. 289b.

And further the saide Brian McCahir dothe for him self and the rest aforesaide, their heirs and assignes covenant, promes and graunt to and with the saide right honorable the lorde deputy for and in the behaulf of the quienes majesty, her heirs and successors, not onely to bear yearlie for ever to all and generall roddes, hostinges, journies and risinge out of three horsmen six kearne, as they have bene accustomed, but also to pay and yeld yearly to the quienes majesty her heirs and successors for ever suche auncient rent, custom and dewties as they have usually yelded heartofore, that is to saie: xij markes lawfull mony of Ireland and thirtene busshels ottes, at suche tearmes, times, and places, as they have been accustomed.

And the saide right honorable the lorde deputy dothe promes and graunt for and in the behaulf of the quienes most excellent majesty, that the said Brian McCahir and the rest of the gentlemen and freeholders aforesaide ne none of their landes tenementes and hereditamentes aforesaide ne no parte parcell or member thearof shall from hence forthe be chardged, cessed, imposed or be contributory with the counties of Wexford or Cathirloghe in eny maner cesse, chardge, exaction, risinge oute or otherwise, by eny manner meane, but shalbe and remaine severid from them in the chardges aforesaide, eny custom or use heartofore to the contrary notwithstanding.

fol. 290.

And the said right honorable the lord deputy, for and in the behaulf of the quienes moste excellent majestie dothe promes and graunt to and with the saide Brian McCahir and the rest of the gentlemen and freeholders of the baronies and places aforesaide, that if it fortune at eny time heareafter eny parte and parcell the landes, tenementes and hereditamentes chardgeable with the said yearely rent of fifty two markes to be evicted, recoverid and taken out of the handes and possession of the said Brian or any of the rest of the gentlemen and freeholders of the places aforesaid by due order and ceremony of the quienes majesties lawes, that then and for so muche of the yearlie rent chardge of fifty two markes as the same landes tenementes and hereditamentes was chardged with to be defaultked and allowed in the saide yearlie rent chardge of fifty two markes, eny thing heare in conteyned to the contrary notwithstandinge.

In wittnes wheareof to this parte of this endentur remaininge in the custody of the said Brian McCahir for him and the rest aforesaide, the saide righte honorable the lorde deputy, for and in the behaulf of the quienes moste excellent majesty have hearunto putt his seale, the xvth of Marche, in anno 1570[-71] and in the thirteenth year of the raigne of our soveraigne lady Elizabethe, by the grace of God quiene of England Fraunce and Ireland, defender of the faith, etc.—H. Sydney.¹

fol. 300.

[CCXXVIII].—At Drogheda, the third of June 1567, anno regni regine Elizabeth nono :

H. Sydney.

It is concluded by us, the lorde deputy, the lordes spirituall and temporall of this realme and the rest of her majesties counsell of the same, whose names are hereunto subscribed, the rest beeng upon reasonable excuses and otherwise in the service of her majesty absent :

That for the service of her highness, and quyet and deffence of this realme, and of her majesties subjectes of the same, there shall be a

¹ ff. 290b to 299b, inclusive, are blank.

generall hostyng proclaymed after the olde custome, by wrytt, for six weekes, at the rate of three plowland to a carte, the same to begynne the first of Julye next, to come, and to assemble the same day at Rose heeth, nigh to Dondalke, with also the rysinge cwt of the contrey requysite to same.

[1567.]¹

G. Kyldare.—H. Midensis.—R. Trimletiston.—Crystofer Howthe.—T. Louithe.—Jo. Plunket.—Robert Dyllon.—Warfame Sentleger.—W. Fytzwylliams.—Henry Draycott.—Thomas Cusake.—Francis Agarde.¹

[CCXXIX.]—At Dūblyn, the 9th of January, 1567[–8].

fol. 307b.

1567–8.

Robert Weston.—W. Fytzwylliams.—Wheare sir Christofer Nugent, knight, lorde baron of Delvyn, is by her majesties letteres patentes authorised to followe pursue and prosequute the proclaymed rebelles, the Omores, sonnes to Ferras MacRosse, and to have under his leading for that purpose from the xxith of October last past, one hondreth and fyfthe kerne, tenne horsmen and fyfthe boyes in holding, and to have the daylie allowance or entreteymment of twoo pence, Yrish, by the day for every kerne, and six pence, Yrish, for every of those horsemen :

It is nowe concluded by us, the lords justices, the lords spirituall and temporall of this realme, and the rest of her majesties counsell of the same, whose names are hereunto subscribed, the rest beeng upon reasonable excuses, and otherwise in the service of her majesty absent :

That for the service of her highnes and the quyet, deffence of this realme, and of her majesties good subjectes in the same, that the saide holding shall have contynuanee tyll the first day of Marche, next ensueng, and the said baron from the said xxith of October tyll the same first of Marche, for the aforesaid number of kerne and horsemen, to have the dailie allowance or interteynment as before is expressed, which, according the rates aforesaid, amounteth in the whole to cccxxviii li, tenne shillings, Yrish, and do conclude the same shalbe contributed and cessed on the severall countyes of Dūblyn, Meth, Westmeth, Kildare and Lowth, ratabely, according the extent of the plowlandes in the same, after the rate of six shillings, seven pence upon every plowland, in maner folowing :

The countie of Dūblyn	-	120 plowland	39 li, 10s.
The countie of Meth	-	240	79 " —
Westmeth	-	120	39 " —
Kildare	-	120	39 " —
Lowthe	-	120	39 " —

And this cesse or contribution to be furthwith cessed and levyed, and the baron to be answered and satisfied thereof by the last of this present monthe :

(Provyded that suche baronyes in eche of the said counties whereon the said kerne or horsmen in the purswte aforesaid have taken alredey or shall take any meate or drynke according the instruccions annexed to the said barons letteres patentes aforesaid shall be exonerated and exempted from such porcion of this cesse or contribution as ratabely is due to be defalked according the said instruccions for eche moneth whylest so they have taken or shall take any meate or drynk upon any the said baronyes during the tyme of this holding.)²

FF. 300b to 307a, inclusive, are blank.

The portion within parenthesis is struck out in the MS.

[1567-8.]
fol. 308.

Postscripta : The said auctoritie and pursewte against the said rebelles was first concluded and agreed on by the lorde deputye and dyverse others the lordes and others of her majesties counsell, to be graunted to the said baron of Delvyn. And in respect the ending of that holding was not then concluded on, therefore the same is by us concluded on as aforesaid.

Adam Dublin.—Christofer Delvyn.—Francis Agarde.

fol. 308b.

[CCXXX.]—At St. Sepulchres, the first of Marche, 1567[-8] :

Robert Weston.—W. Fytzwylliams.—It is concluded and agreed by us, the lords justices, the nobilitie and counsell, whose names are hereunto subscribed, the rest being uppon reasonable excuses and otherwise in her majesties service absent :

For that according her majesties expresse pleasure hither signified, especiall service is to be doune in the north partes of this realme, and that it were fitt some carriages were proporcioned for the better furnishing of the number of a cc. horsemen and a cc. fotemen, to be drawn downe thither herehence for service aforesaid, for their necessities and victels during this roode or journey ; as well as for the better supplying by lande the present wantes of victelles wanting to her majesties garrisons which there alrede be residing and remayning :

That therefore a cesse of twoo hondreth garrans, in the whole, shall be presently cessed, taken upp, and reyled ratabely on the plowlandes cessable and not beeng free or wast within the counties of Dublyn, Methe, Westmethe, Kildare, and Lowthe, and one leader to every twoo garrans, and one monethes vittell for every leader, to be in a redynes for service and to be brought at such day and place as we, the lordes justices, shall appoyne, which cesse is the rather nowe graunted of benevolent will to further the urgentnesse which her majesties service requirith at this tyme, and yet the contrey chardged with no greater proporcion by this cesse, in respect the same mought be the less burdenowse with suche a fewe number of garrans to exchewe the hinderance of their sowing, which mought otherwise, by a greater number to have been cessed, have arrysen and growen the more hinderfull in this tyme of the yere.

Postscripta : For that Westmeth hath wonted to pay their cariages in mony, it is agreed they shall be at choyse whether they will bye garrans or send garrans, this cesse notwithstanding, for this present necessytie.

Adam Dublin.—R. Trimletiston.—Christofer Delvyn.—H. Midensis.—H. Draycott.—Robert Dyllon.—Francis Agarde.—Thomas Cusake.

fol. 309.

[CCXXXI.]—At St. Sepulchres, the xxth of May, 1568, anno regni regine Elizabeth decimo :

[1568.]

Robert Weston.—It is concluded by us, the lordes justices, the lordes spirituall and temporall of this realme, and the rest of her majesties counsell of the same, whose names are hereunto subscribed, the rest beeng uppon reasonable excuses and otherwise in the service of her majesty, absent :

That for the service of her highness and the quyett and deffence of this realme, and of her majesties subjects of the same ; and namely against such Skottes as are doubted to arryve to the disturbance of this realme, there shalbe a generall hostyng proclaymed after the olde custome, by writt, for six weekes, at the rate of three plowland to a carte, the same to begynne within tenne dayes warning, at suche day and place

after this hostyng proclaymed, as shall be lyking to the said lordes justices or other governor for tyme beeing to assigne, with also the rising owt of the cuntry requisite to the same :

[1568.]

Our meaning is, that if the warr in the north or the comming of the Skottes urge not this hosting, that then it shall not be converted into mony to eny other uses.

T. Armachanus.¹—Adam Dublin.—H. Midensis.—Roland Baltynglas.—Thomas Cusake.—John Plunket.—Robert Dyllon.—H. Draycott.—Francis Agarde.—John Chaloner.

[CCXXXII.]—The copie of a lettere sent to the lordes of her majesties most honorable counsell for the erection of a scole at Galway :

fol. 309b.

[1569.]

It may please your lordeshippes : I have of late received a petition from the whole inhabitantes of Galway, and chiefly in the name of one Dominicke Linche, a principall marchant of that towne, declaring an earnest desire in them for fondation of a free scole there to be builded at the charges altogether of the said Dominicke, who offerethe also to endow the master with certein perpetuities and enheritances for the better maintenance and continewance of this his godly purpose.

But forasmuche as he is not of suche grownded welthe as therby without his utter empoverishinge he is hable to performe of himself bothe the buildinge and the exhibicion to the scolemaister, his sute stretchethe thus farre that it might please the queenes most excellent majestie to endowe the schole for ever with the inheritance of her parte of the parsonage of Galway, beinge surveihed at viii*l.* xiii*s.* and viii*d.* per annum and with the scite of a ruined howse called Erlestone, surveed at iiii*s.* per annum, which is alledged to be a place of most aptnes and comoditie for the buildinge of the same :

The greate honestie of the petitioner, together with the rarenes of his request, declaringe so vertuous a dispoition and zeale to his native soile as no man within this realme ever attempted, hathe made me looke into the demaundes and diligentlie to enquire the estate of that which he beseachethe of her highnes, and finde that the parsonage is divided into viii. partes, whereof fyve partes are impropriated to a colledge of prestes in Galway, the other thre partes are percell of her highnes revenue, lett in lease for manie yeares yet to come, after the rate of viii*l.* xiii*s.* viii*d.*, as aforesaid, and will not, as I am enformed, excede that value if the same lease for yeeres were presentlie determined :

The howse which he requirethe, is also of no greater rent then is before alledged beinge sometime parcell of the inheritance of the erle of Clanricarde. And like as the value of the thinge desired, without the which the worke intended cannot be performed, is so small as with respect to the common comoditie and utilitie that shall growe of it it is not to be greatlie esteemed :

So consideringe that he and the inhabitants are contented that the schole shall take erection from her majestie, and her highnes and her successors to have the nominacion of the scholemaister, the honor of the godly foundacion, especially in this rude and fol. 310. barberowse cuntrye, may be a sufficient purchase to her highnes to alienate from her self so small a renew likely to conferre unto her hereafter an infinite number of lerned honest and dewtifull subjectes of all sortes.

¹ Thomas Lancaster, successor to Adam Loftus in the see of Armagh.

[1569.]

Sure, my lordes, the greate wante of civilitie, especiallie in those partes where this towne is planted and in whose walles is contained all the dew subjection of the province of Conaught, is a cawse that might move your lordeshippes to a comiseracion of this estate and to compell you to use mediation to the queenes majestie for her charitie to be extended to so good and Godlie a pourpose, whereby also religion shuld be greatly advanced, for throughe lacke thereof I see the discommoditie growinge by the careles education of the nobilitie and gentilmen of those partes where even thei of the best howses, the brothers of the erle of Clanricarde, yea, and one of his uncles and he a byssshop,¹ can neither speake nor understande in maner any thinge of ther princes language, which language by the old statutes of Galwey² everie man ought to lerne and must speake before he can be admitted to any office within ther corporacion.

What marvell is it then that where there is nether religion, lerninge, understandinge, nor civilitie, there want also dew obedience and conformitie to the lawes. All which by this meanes may take encrease, if it please her most excellent majestie to become, with this small charge, the founder and beginner of this well intended enterprise, the honor whereof shalbe as perpetuall as the worke, and the commoditie greate to her people but most to her excellencie that of barberous uncivill and undewtifull men shall reigne over a number of lerned dewtifull and reformed subjectes hereafter :

fol. 310b.

And this I thoughte my parte to communicate to your lordeshippes, desiringe that this private sute for a common benefite may receive your comendacions to the queenes most excellent majestie and that I may have answere of her highnes resolucion herein. And so I humble take my leave. At Dublin, the xxth of May 1569.

To my singuler good lordes and others of her majesties most honorable privy counsaill on hir highnes person attendant.³

fol. 311.

[CCXXXIII.]—The copie of a lettere from the bishopp and chapter of Fernes touchinge their collegiall residence at Fernes, dated at Dromcormocke, the viith of Aprill, 1570 :

1570.

Our dutie remembered unto your honorable lordeshippe, advertisinge the same, that whereas wee received your lordeshippes letteres at Wexforde, willinge us the bishippe, deane and chapter of Fearnese, to conferr together, for an absolute answere in writinge subscribed with our handes, as concerninge our collegiall residence at Rosse, accordinge a concordatum in tyme paste taken in that behaulfe by consent of a fewe of the chapitre of Fearnese our predecessours :

Whereunto wee answere, that the said concordatum is insufficient and never tooke effect, inasmuche as Rosse is ferr distant from the more parte of our livinges and prebendes ; further for that there were no edifices nor mansion places fit for any canonically residence, and further that our said predecessours nor our selves, coude not justlye forsake nor remove from the cathedrall church of Fearnese, whereunto wee, whose names are hereunto subscribbed, will sticke whyle wee live, and have agreed, for buildinge and repairinge the same to our greate chardges,

¹ Roland de Burgh, bishop of Clonfert.

² In margin : "A lawe in Galwey." See Tenth Report of Royal Commission on Historical Manuscripts, Appendix V., 1885.

³ See Calendar of State Papers, Ireland, London : 1860, p. 302.

and meane to bring the same to suche plight to the uttermoste of our powers and habilitie, whereby wee may be there resident according our firste institution and creacion for the behofe commoditie and greate comforte of all our countrey and diocese, albeit wee received sundrie letteres from divers governours for dwelling at Rosse and at Weixforde, which wee coulde not lawfully doe, contrarie to our foresaid institution : 1570.

Besching your honour to accept this our answere and to further this fol. 311b. our Godlie purpose accordinge your accustomed goodnes to whom wee wishe all increase of helth, welth and felicitie ffrom etc.

Your lordeshippes humble suppliantes :

John¹ Fernis.—Walter Keting, chancellor of Fernes.—William Devrous, threasurer of Fearnese.—Robert Chevers, of Killange.—Sir James Laffane, prebendarie de Whitchyrehe.—W. Devrous, prebendarie of Tamonde.—Richard Sinot, prebendarie of Edermen.—Stephen Hay, prebendarie of Towme.—Nicholas Whittey, prebendarie of Clone.—Sir Morishe Odrehen, prebendarie of Cropsatrike.

To the right honorable and our singuler good lorde the lorde deputie of Irelande.

[CCXXXIV.]—At Dublin, the first day of June, anno 1569 : fol. 312.

H. Sydney.

It is condiscended, concluded and agreed by us, the lorde deputie, the lordes spirituall and temporall of this realme and the rest of the queenes majesties counsell of the same, whose names be here unto subscribed, assembled at Dublin, the daie and yeare above written, the rest beinge absent upon necessarie causes or employed otherwaies : [1569.]

That for sonderie earnest respectes for the furtherance of her majesties service and more securitie of this realme, the terror and reducinge of rebells unto dew subjection and obedience, that there shalbe a generall hostinge proclaimed by writt, after the auncient custome, for sixe weekes, after the rate of three plowlandes to a carte :

The same to assemble att Ratheskeaghe, the xvth day of Julie next to come, or at suche day proroged after that day, as by further pelamacion set forthe by us the said lorde deputie and counsaill, shalbe assigned :

The same generall hostinge to be levied, divided, furnished, appointed and sorted as by sedules in that behalf directed to the sheriffes of the severall counties and cessors of the several baronies within everie shire shalbe prescribed :

Robert Weston, canc.—T. Armachanus.—G. Kyldare.—Roland Baltynglas.—H. Midensis.—R. Trimletiston.—T. Louithe.—Ed. Fyton.—W. Fytzwylliams.—H. Draycott.—Thomas Cusake.—James Bathe.—Francis Agarde.—John Chaloner.—N. White.

[CCXXXV.]—At Christes church, the vth of June, 1569, anno fol. 312b. regni regine Elizabeth undecimo :

Memorandum : That the vth of June, beinge Trinitie Sonday, Michaell Bee, then maior of the citie of Dublin, was committed to her majesties castell there, for his disobedience and arrogant contempt of a

¹ John Devereux, bishop of Ferns, 1566–1578.

² Dublin.

[1569.] commaundement¹ addressed unto him from the lorde deputie, and ordered and adjudged to pay so manie peckes of corne as by his meanes and wilfulnes in resistinge and disobeinge of the said lorde deputies commaundement shulde be sufficientlie and dewlie proved the garrison was appointed and unfurnished of :

And, moreover, a fine of one hundrethe pounde, currant money of this realme, to be levied of his goodes and cattels to the queenes majesties use was imposed upon him for that his contempt :

And upon the viith day of the said monethe then next followinge, the counsell beinge assembled at the castell of Dublin, the maior submitted himself upon his knees to the said lorde deputie and the whoole boorde, humble acknowleginge and confessinge his fault and disobeidience :

Where upon and likewise at the earnest sute and petition of the recorder, aldermen, and the rest of the cobretherne of the saide citie, beinge likewise upon ther knees, and the rather to gratifie the whole corporacion in restoringe unto them againe ther hedde and chief officer it was thought good the said maior shulde be enlarged : and sett at libertie.

fol. 313.

[CCXXXVI-1.]—At the castle of Dublin, the xvith of June, 1569 :

It was condiscended concluded and agreed by us, the lorde deputy, the nobilitie and others of her majesties privie counsell, whose names be hereunto subscribed, the rest being absent upon necessary causes or employed otherwise in her majesties service :

That sir Edmunde Butler, Edward Butler and Piers Butler, brethren unto the erle of Ormonde, should, for their disloyaltie and disobedience, contemptuously refusing to come in to the lorde deputie and counsell and to answer to justice, that for the cause abovesaid and for divers other haynous offences by them committed, shold therefore, except they doo come in and make their personall apparaunce before the lorde deputie or, in his absence, before the lorde chancelor, within xiii dayes next after the publication of a proclamacion (bering date at Dublin the sixtene day of June, 1569, et anno regni regine Elizabeth, etc. undecimo, that they be from thencefourth)² denounced and published as rebelles and traitors unto the queens most excellent majestie :

And that all persons of what degree, nation or condicion soever he or they were that after the daye before lymitted shold be a follower, an aider an assister, abetter, a relever or mainetayner of the same rebelles or any of them or that shall give them meat, drinke, lodging or any succor, shalbe reputed and taken as outlawes, rebelles and traytors, and sufferr such penaltie, punishment and correction with such forfeitures of lives landes and goodes as by the lawes of this realme is dew to all rebelles felons and traitors.

Robert Weston, canc.—G. Kyldare.—H. Midensis.—T. Louithe.—W. Fytzwylliams.—P. Carew.—Ed. Fyton.—John Plunket.—Thomas Cusake.—N. Bagenall.—Robert Dyllon.—H. Draycott.—Francis Agarde.—N. White.—John Chaloner.³

¹ In margin : "Maior of Dublyn prisoner in the castle for disobeying the lord deputies commaundement."

² The passage within parenthesis is from transcript of the order on fol. 314 of the MS.

³ Fol. 313b. is blank.

[CCCXXVI-2.]—At the castle of Dublin, the xvith of June, 1569: [1569.]

[Transcript of preceding order, but without signatures.]

fol. 314.

[CCXXXVII.]—Memorandum: That the xvth day of November, 1570, I, Edmund Molyneux, clerke of the counsaill of this state, delivered to the handes of John Thickpenny, her majesties surveieur of her victualls for the province of Mounster, two writtes and to every of the said writtes annexed two severall actes, to be delivered to the maiors of the cities of Cork and Waterforde, to be there proclaimed: fol. 314b.

The one entituled the acte for the attaindor of suche as be or shalbe endicted of highe treason or petie traison committed or to be committed from the first of Aprill, 1569, unto the first of Aprill, 1571, if thei shall not yelde ther bodies, etc.

The other, an acte authorisinge the governour for the time beinge, by advise of the most parte of the privy counsaill and upon her majesties plesure signified by instruction or lettere to graunte letteres patentes to the Irissherie and degenerated men of Englishe name of ther landes, etc., yeldinge to her majestie her heires and successors certaine reservations, etc.

The which severall actes the said John Thickpenny confessethe himself to have received the day and yeare first above written:

By me, John Thickpenny.

Memorandum: That xxth day of November, 1570, I, the above named Edmund Molyneux, delivered to the handes of Richard Arthure her majesties writte, addressed to the maior of Limericke for the proclaiminge of two actes, to the said writt annexed, videlicet, the acte intituled the acte for the attendor, etc. The other an acte authorisinge the governour to graunte letteres patentes to the Irissherie and degenerate men of Englishe name of thor landes, etc., yeldinge to her majestie, her heires and successors certain reservations, etc.

The which severall actes the said Richarde Arthure confessethe himselfe to have received the day and yeare first above written:

Rychard Arthur.

Memorandum: That the day last above written I, the above named Edmund Molyneux, delivered to the handes of Edwarde White a like write, where unto the said two actes before mencioned were annexed, addressed to the maior of Galway:

The which severall actes the said Edwarde White confesseth himself to have received the day and yeare first above written.

Edwarde Whyte.

[CCXXXVIII-1.]—At the castell of Dublin, the xxvth of June, 1569. fol. 315.
H. Sydney.

It was condiscended, concluded and agreed by the lorde deputie, the nobilitie and others of her majesties counsell assembled, whose names be hereunto subscribed, the rest beinge absent in her majesties service or otherwise in necessarie affaires employed:

That it shalbe lawfull to the lorde deputie, for the more spedie repressinge of suche rebellion as is presentlie in Mounster and in divers other places within this realme to encrease her majesties garrison, either of horsmen, footemen or kerne of suche number and as manie as to him shall seeme mete and convenient; the same to remaine as parcell of her majesties garrison, untill her majesties pleasure be knownen:

And to have suche wages, enterteignement and allowance as other of her majesties garrison have, videlicet, for everie harquebussier on horse-

[1569.]

backe xiid. per diem; for everie lance, ix*d.* per diem, for everie foteman, harquebussier or archer, viid. per diem, and for every kerne, iiiid. per diem, provided alwaies that everie suche souldior so hired to be entered into the clerke of the checkes booke as well for his entrie as for his discharge:

And also it was further agreed that it shalbe lawfull for suche commissaries as the lorde deputie shall from time to time appoint to take upp and presse any suche person or persons as to them shall seme mete to be employed in her majesties service, provided that the said commissaries shall not take up or presse any suche person or persons as be allredie in enterteignement with any nobleman, or gentilman nor suche as be their howshold servantes.

Robert Weston, cance.—G. Kyldare.—Christofer Delvyn.—R. Trimletiston.—W. Fytzwylliams.—Ed. Fyton.—Jo. Plunket.—Robert Dyllon.—H. Draycott.—N. Bagenall.—Francis Agarde.—N. White.

fol. 316.

[CCXXXVIII-2.]—Copy of preceding.

fol. 316b.

[CCXXXIX.]—After our hartie comendacions:

Where our verie good lorde, the lorde Mountjoye, had the last parliament here an acte passed in the same for confirmacion of the queenes majesties graunte made unto him by her highnes letteres patentes for the serching, digginge, findinge and makinge of allam and coppas, a matter never attempted here in this realme:

Forasmuche as her majestie is pleased to gratifie him also in respecte of his greate charge alredie herein susteined with the like acte of parliament to be passed therein her highnes realme of Irelande, we have thought good for that purpose to sende you herewith not onlie the autentike copie of the saide acte but also a booke redie drawn by advice of lerned counsell here:

And shall therfore desire and pray you to conferre in that matter with her majesties counsaill and suche others as for this cawse shalbe requisite; and to use suche expedicion for the better accomplissement hereof as the booke beinge perfected and the greate seale of that realme annexed thereunto, the same may be spedelie returned hither, to the ende her majestie may ratefie and allowe of it here as in other actes her highnes is accustomed.

And thus we bid you hartelie well to fare:

From Westmonester, the xxviiiith of June, 1569.

fol. 317.

[CCXL.]—At Dublin castell, the last of June, 1569.

H. Sydney.

It is concluded by us, the lorde deputie and counsell, whose names be hereunto subscribed, the rest beinge absent upon occasion of her majesties service or otherwaies necessarilie employed:

That for the more spedie repressinge of suche rebellion as is presentlie in Mounster a contribution or cesse shulde be made of befes to be devided upon the shires as hereafter followethe, videlicet:

First: Of the countie of Dublin, xliiii. biefes.

Methe, - - - - - lxxx. "

Westmethe, - - - - - xliiii. "

Kildare, - - - - - xliiii. "

Loud, - - - - - xl. "

W. Fytzwylliams.—Jo. Plunket.—H. Draycott.—Francis Agarde.—Thomas Cusake.—John Chaloner.

[CCXLI.]—By the lorde deputie and counsaill :

1570.

We greet you well : Where John Lie, the younger, of Ballinha, in the countie Kildare, gentilman, our interpreter, hathe bene a long sutor unto us for a fredome of one hunderethe acres of his lande belonginge to Ballinha, aforesaid, in consideracion of the greate wast of a parcell of his lande destroyed by meane of a bridge late erected and builded upon his grownde for the commen benefite of all travelers passinge to and froo the river of Blackewater, or otherwise the said bridge to be put from thence :

Whereupon we, upon the viewe thereof, knowinge the greate discommodite that shulde come to all travelours by the removinge of the same :

And withall thinkinge the said Lies demaunde, as aforesaid, overmuch, in respect of that hinderance, have condiscended and agreed by tenor hereof that the said Jhon Lie shall have the fredome of fortie acres of his lande in the towne and fildes of Clonaghe, from henceforthe continewallie, with condicion that the said bridge beinge made but of timber, wattell and gravaell, nedinge daily reparacion, shalbe by the said Lie, yerely from henceforthe, in consideracion of the said fredome duely maintayned and kepte up upon his proper costes and charges :

Willinge and comaundinge the sheriffes, cessors and other her majesties officers from time to time beinge, even so, to permitt and suffer the said xl acres free to remaine from all cesses and imposicions, as for the contrarie doinge you and everie of you will answer at your perills.

Yeoven at Laighlin, the xviith of May, 1570.

To all sheriffes, cessors and other her majesties officers from time to time within the countie of Kildare and to everie of them to whom it shall or may apperteigne.

[CCXLII.]—At Dublin castell, the xith of October, 1569 :

fol. 318.

H. Sydney.

[1569.]

It is condiscended concluded and agreed by us, the lorde deputie, the lordes spirituall and temporall of this realme, and the rest of the queenes majesties counsaill of the same, whose names he here unto subscribed, assembled at the castell of Dublin, the day and yeare above written, the rest beinge absent upon necessarie cawses or employed otherwaies in her majesties service :

That for sunderie earnest respectes, the advancement of the presente service, and securitie of the realme, the terror and the reducinge of the rebells unto dew subjection and obedience, and for the more spedie repressinge and appeasinge of the presente troubles and sturres, that ther shalbe a generall hostinge proclaimed by writt, after the auncient custome, for one and twentie daies, after the rate of three plowlande to a carte. The same to assemble at the Newrie, the xxiith of this presente [monthe] or at suche daie proroged after that day as by further proclamacion sett forthe by us, the lorde deputie and counsaill, shalbe assigned :

The same generall hostinge to be levied, devided, furnished, appointed and sorted as by sedules in that behalf directed to the sheriffes of the severall counties and cessors of the severall barronies within every shire shalbe prescribed :

Robert Weston, canc.—James Cassellensis.—H. Midensis.—Adam Dublin.—G. Kyldare.—R. Darensis.—W. Fitzwylliams.—Jo. Plunket.

[1569.]

—Thomas Cusake.—H. Draycott.—P. Carew.—Christopher Delvyn.—Francis Agard.—R. Trimletiston.—John Chaloner.

fol. 318b.

This generall hostinge was afterwarde by the lorde deputie and counsell, for certeine earnest respectes proroged, and the assemblie and settinge forth of the said hostinge deferred unto suche further tyme and place as shuld afterwarde be signified by letteres from the saide lorde deputie unto the sheriffes of the counties when and where the said assemblie and settinge forth to the hostinge shuld be: And then the countrie to be in arredines within ten daies warninge from tyme to tyme to advance and sett forward to the said generall hostinge as ther perills. This order and agreement was solempnie published by proclamacion, the xvith of October, 1569.

fol. 319.

[CCXLIII.]—At the castell of Dublin, the xith of October, 1569 :

Whereas Thomas Stucley, esquier, beinge the sixt day of June last past, accused before us the lorde deputie and counsaill, here assembled, aswell of felonie as highe treason towching the queenes majesties most roiall person, was by order of this borde forthwith committed to close prison, within the castell of Dublin :

And now, havinge remained and continewed prisonner there for the space of xviii weekes to abide his triall, hathe not in the meane time either by his accuser or any other man bene detected of any matter arreignable or any other cawse, whereby he might have further triall, as by the judges and the rest of her majesties lerned counsaill of this realme we be enformed, to whom we referred the heringe, examininge discussinge and judginge of the matter.

Forasmuche as the said Thomas Stucley hathe made sundrie times humble sute and peticion unto us for that there is no matter fownde to charge him withall, whereby he ought to be detained any longer in prison :

And also for that duringe the time of his imprisonment and by occasion thereof, as he alledged he hathe bene robbed and spoiled by the rebells and traitours, sir Edmund Butler and Piers, his brother, with ther complices, and lost by them all his goodes and cattells, his tenantes are fledde and runne away, his growndes lie wast and unmanured :

fol. 319b.

It is therefore condissended, concluded and agreed by us, the lorde deputie and counsaill, whose names be here unto subscribed, that the said Thomas Stucley, shalbe enlarged and sett at libertie conditionally, that is to say : that he the said Thomas Stucley, with sufficient suerties with him, shall first enter into good and sufficient bonde of recognisance of five hundereth ponde, currant money of England, before the lorde chauncellor, for his forthcominge and personall apparance at any time within xx^{ti} daies after notice geven unto him or any one of his suerties, either by or from the lorde deputie or in his absence from the lorde chauncellor and counsaill, betwixt this and the last day of Hillarie terme next ensuinge, to answere any matter of accusation that may be apposed or laied against him :

And in the meane time if no further matter be objected and laid against him betwixt this and the said last day of Hillarie terme before specified, then presentinge him selfe before us, the lorde deputie, or in our absence, the lorde chauncellor and counsaill his bonde to be cancelled and he fullie discharged and sett at libertie.

[CCXLIV.]—An enterie made of a protection graunted to sir [1569.]
 Edmunde Butler, knight, and his bretherne, Edwarde and fol. 320.
 Pieres Butler, by the erle of Ormonde, beringe date the iide
 of September, 1569 :

Where it pleased the lorde deputie to geve me full power and authorite to parle¹ and enter into any speche or communication as well with any of my bretherne, as also with any other that have or dothe depende upon them, or that have bene conversant with them, and to graunt to them or any of them protections to come to come to his lordeship, and to remaine with him and saulfelie to retorne from him which his lordeship promised to holde firme and to ratefie as if the same protections were under his owne graunt directelie passed to the severall parties :

I thought good for quietinge of the countrie, upon the humble submission and peticion of my bretherne sir Edmunde Butler, Edwarde Butler and Piers Butler, and all others ther companie and retinewe made to the queenes majestie upon theire cominge to me, to graunte unto them and everie of them the queenes majesties protection to goe to my lorde deputie, remaine with him, and saulfie to retorne from him :

Willinge and commaundinge in the queenes majesties name all and singuler her majesties subjectes, officers and ministers, to suffer and permitt the said sir Edmunde, Edwarde and Piers and all and everie other that hathe or dothe depende upon them, or that hathe bene conversant with them, frelie to passe and repasse to and fro accordinglie, and in all respectes to deale with them as with lawfull subjectes, without doinge or procureinge any hurte to them or any of them in their bodies, goodes or otherwise in their journey towarde my lorde deputie, while thei shall remaine with him, and also till thei be saulfelie returned from his lordeshippe :

In witness whereof I have here unto subscribed my name the seconde day of September, 1569.—Thomas Ormonde, Oss[ory].

The erle of Ormonde and Osserye, lorde highe thresurer of fol. 320b.
 Irlande, hath undertaken for the furthecoming of his two bretherne, sir Edmunde Butler and Piers Buttlr, for that nighte and to bring them present there afore the seid lorde deputie and counsell the nexte daye folowing.

xx^{mo} die Octobris, 1569, at Dublin castell, in the presence of the
 lorde deputy and the reste of the counsell.

[CCXLV.]—By the queene.

fol. 321.

Right trustie and welbeloved, we greete you well : We have received letteres from our cosen, the erle of Ormonde, conteininge the maner of his proceedings from the time of his last arrivall in Irelande untill the time he tooke his journey to Limericke, with his two unworthie bretherne : And whatsoever may be conceived of our acceptacion we wolde have you assured that in suche matters of weight appertaininge to government we doe not without good deliberacion either resolve with our selves or notifie any thinge to others, but as may stande with our honor and service, and with the credit of suche as we employ in our service, whereof you are the principall for that our lande :

And therefore we have accordinglie written to our cosen the erle, as he may finde plainlie our good acceptacion of his faithfulness towards us and our crowne, whereof indeede we never fownde cawse to doubt :

¹ Parley.

[1569.]

And, on the other parte, he may as plainlie see our mislikinge not onlie of his bretherne for ther rebellion, but also of the pretences and allegacions of ther disorders, which thei wold have us to thinke to have proceded upon some occasion of your harde dealinge towards them and otherwise wherein as we meane never to belive the inferiors, beinge offenders, against ther governors, so yet for our satisfaction we require you to advertise us of the trew circumstances of suche matters as thei alledge for ther excuse :

And as for the erle himself we thinke it goode that by your frendlie usage of him, as may stande with our service, he may be encouraged to procede in the same. And if he shall for that pourpose open to you any overture wherein you may finde it probable that his credit may profet our service in subduinge or stainge of the rebellious there or suche like, then you may doe well to committ trust to him so his doinges may allwaies take ther auctoritie from you, for otherwise whilst you governe there we meane not that any person of any estate shall entermeddell with any matter of state, but that the same shalbe delivered and allowed by your self :

And consideringe this greete trust, you see we repose in you, we doubt not but you will more circumspectlie use it, and especiaillie in the good usage of the said erle, wherby our service may take profett :

And so we have no other thinge at this tyme to writ, beinge fullie occupied in other matters, whereof we knowe you are and wilbe sorie to here ; but by Goddes goodnes we doubt not but the successe of them wilbe to our honor and quietnes :

Yeoven under our signet at our castell of Winsore, the xvth of October, 1569, in the eleventh yeare of our raigne.

To our right trustie and welbeloved sir Henry Sidney, knight of our order of our garter, and our deputie in our realme of Irelande.

fol. 322.

[CCXLVI.]—At the castell of Dublin, the xxith of October, 1569, and the xith yeare of her majesties most prosperous raigne :

H. Sydney.

Where sir Edmunde Butler, knight, and Pierce Butler, appiered before us, the lorde deputie and counsaill, in her majesties castell of Dublin, the xviiith daie of October, and after some speches uttered concerninge the hainous treasons and horrible deedes by them committed, it was required of them whether thei wolde submitt themselves to the grace and mercie of our soveraigne ladie the queenes most excellent majestie : either of them answered for them self, and said that thei wolde stande to a protection to them graunted by the erle, their brother, who was thereunto authorised by the right honorable the lorde deputie, which their protection bare date the seconde daie of September last, and in effect was, that, in consideration of their submission to the queenes majestie, thei shuld come to the lorde deputie, remaine with him, and departe from him saffelie.

Against which their protection was objected by her majesties lerned counsell, beinge commaunded so to doe :

First : Inasmuche as thei were received to protection in consideration of their submission, and that thei now relied on their protection and refused to submitt themselves, that therefore the protection was dissolved and no longer of force :

Secondlie : It appeareth that ther protection was to them graunted the ii^{de} day of September to come to the lorde deputie, to remaine with

him, and to departe from him saffellie, and so thei protected in no parte but while thei were cominge to the lorde deputie, remaininge with him, and in the departure from him : [1569.]

Nevertheless, upon their protection to them graunted thei came to fol. 322b. the erle, and after the erle came to the lorde deputie, to his campe niere Limericke ; and the saide sir Edmund and Pierce returned and staid from him, and continewd in the counties of Kilkenny, Waterforde and Tipperarie till this their present repaire, by reason of severall letteres of commaundement sent by my lorde deputie to the said erle to the cite of Waterforde, to bringe them saffellie without sufferinge them to escape by lande or sea :

By which their staie from cominge immediatlie to the lorde deputie upon the graunte of their protection to them, their said protection was likewise dissolved :

It was alledged further that in this intervall, betwixt the receipt of their protection, and the cominge to the lorde deputie, bothe the said sir Edmund Butler and Pierce had broken her majesties peace and comitted unlawfull actes which was offered to be proved. By which also their protection was clerelie avoided :

And forthelie there is not in the said protection any time limited when thei shuld departe, so as the lorde deputie and counsell were at libertie to staie them duringe their pleasure, any speciall wordes in the protection to the contrarie thereof notwithstandinge :

Lastlie : Whereas upon ther first apparence, the xviiith of October, thei refused (as before is recited) to submitte themselves :

The lorde deputie then openlie pronounced that their said protection (suche as it was) shulde not be of force (if it had any) longer than that day, and after that night, at the request of the erle, the lorde deputie did graunte them protection for the next daie, beinge Wenesdaie, the xixth of October, to the ende the erle might use all waies and meanes he coulde to perswade them to submitte themselves.

And on Thursday, the xxth of October, thei, apperinge before the lorde deputie and counsell, refused to make any submission.

So as hereby it apperethe that not onlie the first protection was, by fol. 323. the lorde deputies sentence so published, dissolved but also the saffetie to them graunted duringe Wenesday was likewise determined. And, duringe the time theis objections remained unresolved, the said sir Edmund and Pierce were committed to the custodie of the erle, ther brother, to be saffellie kepte till the next daie, beinge Friday the xxith of October : And on Friday for that the lorde deputie and counsell could not attende the same cause the archbisshop of Dublin, John Chaloner, her majesties secretarie, and Edmund Molyneux, clerke of the counsell, were therefore sent to the said erle, charginge him to see the said sir Edmund and Pierce saffellie kept till Saturday, which the saide erle did undertake, but Pierce, that night, after the archbisshop and the rest had signified the lorde deputies and counsells pleasures to the erle, escaped ; and the next daie it was resolved, concluded and agreed by the lorde deputie, the nobilitie, counsell and justices, whose names are hereunto subscribed, that for the premised consideracions the said sir Edmund Butler shulde be staid and committed to the castell of Dublin till the queenes majesties pleasure be knownen :

Provided if hereafter he shall showe any sufficient matter to maintaine the force of his said protection that he shall have allowance thereof, and if he shall finde sufficient suerties to be alwaies forthcominge, suche as

[1569.]

the lorde deputie and counsell shall allowe of, that then he shall have the libertie of the cite of Dublin.

Robert Weston, canc.—H. Midensis.—W. Fytzwylliams.—Jo. Plunket.—N. Bagenall.—Thomas Cusake.—H. Draycott.—N. White.—Francis Agarde.—John Chaloner.

[CCXLVII].—At Dublin, the xviiith of November, 1569, the xiith yeare of her majesties most prosperous reigne :

H. Sydney.—It was condiscended concluded and agreed by us, the lorde deputie, nobilitie and others of her majesties counsell, assembled, whose names be here unto subscribed, the rest beinge absent in her majesties service or otherwise in necessarie affaires employed :

That the generall hostinge by her majesties writt, proclaimed the last monethe, for xxi. daies to have assembled at suche daie, proroged as we shuld within x. daies warninge appoint; shuld for divers greate and weightie consideracions, bothe the season of the yeare, and the condicion and sorte of the rebells and anyers of the state and publike securitie of the realme be converted into money, with an accrece of x daies and a half, over and besides the xxi. daies, which likewise shuld be converted into money, to the hier and wages of greate nombres of chosen kerne, to be joyned with the horsemen and footemen of her majesties armie, to pursue and follow upon the rebells and ther maintainers, with suche diligence and continuance as may not onlie for the time propulce and disperse them, but so extirpe and banisse them as thei be nomore hable to assemble and doe harme henceforthe.

This exploit is chieflie ment against the Cavenaughes and the rebells their adherentes and maintainers.

Robert Weston, canc.—G. Kyldare.—R. Trimletiston.—T. Louithe.—Jo. Plunket.—Robert. Dyllon.—H. Draycott.—Francis Agarde.—John Chaloner.

fol. 324.

[CCXLVIII].—At the castell of Dublin, the same daie and yere, videlicet the xxiiith of November, 1569, the xiith yeare of her majesties most prosperous reigne :

H. Sydney.

It was condiscended concluded and agreed by us, the lorde deputie, nobilitie and others of her majesties counsell, assembled, whose names be here unto subscribed, that for the necessarie provicion of her majesties garrison residinge in the northe partes that a proporcion and cesse of otes shuld be rered and levied upon these counties followinge : videlicet, upon

The countie of Dublin,	cccl. peckes.
The countie of Kildare,	cccl. „
The countie of Lowthe,	ccc. „
Westmethe,	ccl. „
The countie of Wexforde,	ccl. „
The countie of Methe,	v ^c . „
The countie of Caterlaughe,	cl. „
The countie of Kilkenny,	ccl. „

And the same proporcion of otes, so rered, cessed and levied to be delivered to the handes of Thomas Might or his assigney, paienge redie money for the same after the rate of xvi^d Irisshe the pecke.

Robert Weston, canc.—G. Kyldare.—T. Louithe.—Jo. Plunket.—Robert Dyllon.—H. Draycott.—Francis Agarde.—John Chaloner.

[CCXLIX.]—The copie of the quenes majesties lettere touching certaine sutes and petitions of the erle of Ormonde:

[1569.]

Ryght trustie and welbeloved we grete you well: We have, upon certaine requestes made tous on the behalfe of the erle of Ormonde, now at his departure to that our realme, we thought mete to geve you knowledge of our plesure in the same as followethe, wherein we will you to shewe him suche reasonable favor as his causes shall require and as shall seme mete for the furtherance of our service to be done by him in that our realme:

First: We thinke it convenient that suche order as he shall shewe unto you in writinge, under our great seale of Englande, made and pronounced by the advice of our counsell, and the judges of our saide realme, for his title and right to the prise wines of Yoe hull, and Kinsale, be executed accordinge to the tenor of the said order, without delaie therin to be used; and the profites of the same to be aunswered unto him by the receivers, and suche as had charge by sequestration of the saide wines since the same order first geven.

We thinke it also convenient that upon the inquisition that was made by commission sent from us, and after past under our greate seale of that our realme, for the wronges and spoiles supposed to be made by the erle of Desmond and his tenantes, servantes, and followers, upon the saide erle of Ormond and his servantes and tenantes, there be suche order taken for the restitution of the goodes spoiled, as dothe appere to be awarded and ordred in the boke, signed by the commissioners, and for default therof you cause to be delivered unto the saide erle of Ormond, or to his assignes so muche of the landes, castles, and manors, of the said erle of Desmond, and others the offenders, beinge of abilitie, and named in the said order, as you shall thinke mete to countervaille the summe contained in the saide decree: fol. 325.

And the saide erle of Ormonde and suche of his tenantes and others which have bene spoiled and damnified, the same to detaine untill satisfaction be made, according the effect of the said order, and as the usage and maner of that realme hath bene by lawe or order of counsell or commissions, in the like cases upon suche inquisitions had and made heretofore:

We thinke it also reasonable and our further pleasure is that the saide erle be exempted from all cesses and impositions for his owne landes and manors (the subsidies due to us onelie excepted), which he is willinge to paie accordinge to the old accustomed rate of plowelandes, heretofore used in the counties of Kylkenny and Tipperarie, in respect that he is [*sic*] and shall forbear to levie and take suche profites of the inhabitantes of the saide two countreis for his expences, as we are enformed that heretofore he and his auncesters have used:

And for the same respect we also thinke it reasonable, that for some certaine time, as you shall thinke mete, the saide erle may have licence to provide necessarie victualls for his owne houshold onelie, at our prices in the said counties of Kilkenny and Tipperarie; and so muche the rather because he enformethe us that others have the like, and that his landes be so wasted, and his tenantes so sore impoverished, as he cannot by the helpe of them be provided as heretofore he hath:

We also thinke it reasonable that upon the cessinge of the greate abuse of quinie and lyverie (whereunto the saide erle dothe as we perceive assent), it maie be provided the next parliament, that suche tenantes of his as have taken any estate of any his landes in farme, upon the abatement of the auncient rentes due therefore, in respect that they

[1569.]

did also aunswere unto him and his a further charge under the title of quynie and lyverie, either by speciall reservacion or by prescription, maie either be compelled to compound with the said erle for bettering and encreasing of his rentes, in respect of the discharge of their burdens susteined by quynie and lyverie, or else that their leases and estates may cesse upon reasonable recompence to be made for any fines by them paide for their saide leasses, or for any other charge by them susteined in bettering of their farmes, by building or any otherwise :

Where also the said erle affirmeth that our castle of Laghlin was builded upon his ground in the time of his minoritie, and that other his landes are occupied with the same castle, for the which he never had (as he saithe) any recompence, and in that respect hath often times made request to have restitution or reasonable recompence: We thinke it reasonable that his allegacion be examined, and his demande considered, and suche recompence made to him as in reason shall seme mete, and therof to conferre with him and to advertise us therof, and also of your opinion in this that he hathe for his recompence moved us to have a lease in reversion for a number of yeres of the late possessions, as well spirituall as temporall, of the monastery of St. Marie,¹ by Dublin, of the late possession of Walter Peperd, excepting suche porcions therof as have ben graunted to others in fee farme, and as we shall understand your opinion herein so will we geve you warrant to procede.

fol. 326b.

Given under our signet, at our manor of Grenewiche, the last of June, in the eleventh yere of our raygne.—Mdlxix.

To our ryght trustie and welbeloved sir Henry Sidney, knyght of our order of the garter, and our deputie in our realme of Irelande.

[1569-70.]
fol. 327.

[CCL.]—The submission of the Cavenaughes, made unto the lorde deputie in St. Peters church, at Drogheda,² in the presence of the whole assemblee there, the viiith of Januarie, 1569[-70]:

Humbly submitte themselves unto your right honorable lordship your most humble orators and petitioners, Brian McDonoughe, Cahir McMorought, Donell McGarralde, Brian McMoroughe, and Calaughe McOwen, Cavenaughes, for our selves, our septes and followers, acknoleginge our offences to be suche against the queenes majestie as we yelde our selves, our lives, landes, and goodes wholly to her majesties mercie, desiringe your lordship to extende your most gracious favour to pardon us: and we shalbe bownde to abide all orders that your honor shall thinke mete for us, to binde ourselves, our septes and all our followers never to faile of the duties and offices of trew and faithfull subjectes to her majestie and to her roiall crowne and dignitie:

And for your most gracious goodnes in this behalfe we shall pray for your prosperous successe duringe our lieves.

The examinacions of Brian McDonoughe, Cahir McMuroughe, Donell McGarralde and Caloughe McOwen, Cavenaughes, taken at Drogheda, the ninth of Januarie, 1569, by Edmunde Tremaine and Patricke Cusake, esquiers, and Edmunde Molineux, clerke of the counsaill of this state, commissioners appointed by the lorde deputie for the examinacions of the foresaid Cavenaughes towching the cawse of ther rebellion:

¹ See "Chartularies of St. Mary's Abbey, Dublin."—Rolls series.—London: 1884.

² See "Facsimiles of National Manuscripts of Ireland," Part IV. 1., p. xxi.—London: 1882.

Which examinacions, beinge the next day after redde in the presence of the saide lorde deputie and counsaill unto the said Cavenages, was there affirmed by them to be the trewe copie of ther examinacions, taken by the foresaid commissioners, humble acknoleginge the same upon ther knees: [1569-70.] fol. 327b.

1.—Brian McDonoughe Cavenaghe, chefe of his septe, beinge asked the cawse whie he rebelled and entered into conspiracie against the queenes majestie with sir Edmunde Butler and his associates, answered as followethe:

That he rebelled not with the said sir Edmunde, but kepte his castell warded only for his owne suertie: and that at the same time that sir Edmunde Butler returned from the spoile of Eniskorthie he sent a messenger unto him, called Callowe McOwen, to will him to come unto him, which if he shulde refuse to doe, he commanded the messenger to tell him that he wolde burne his castell:

And he saithe further because that neither the lorde deputie, nor yet sir Peter Carew were then in the countrie, he was forced to yelde himself and his followers to be at the said sir Edmundes devocion:

And for any matter or other usage of sir Peter Carew towards him or any of his septe he never fownde himself so agreved that for that cawse he wold have rebelled.

2.—Cahir McMoroughe, beinge demaunded as above, answered: that because he followed sir Peter Carew, sir Edmunde Butler spoiled him of all his goodes, and then he was forced to kepe his castell:

And that at the returne of sir Edmunde Butler from the spoile of Eniskorthie he passed that waie and threatened him that excepte he wolde yeld unto him he wolde burne his castell: and so he was forced to yeld himself and after that followed sir Edmunde from time to time as well against his owne neighbours, the Cavenages, that remained then good subjectes: as also to the Narrie¹ to praie sir Morice Fitzthomas. And at theis spoiles Piers Butler, sonne to the lord Mountgarret, was present and a follower of sir Edmunde Butlers; and also Walter FitzEdmundes of Butlers woode: and for any usage of sir Peter Carew towards him or any of his septe he never founde himself agreved in suche sorte to have rebelled. fol. 328.

3.—Donnell McGarrald, being demaunded as above, saiethe that he went with his uncles who wer tenantes to the erle of Ormonde and sir Edmunde Butler: And that he was perswaded by sir Edmunde that sir Peter Carew went aboute to take ther lande, and that was the cawse of his rebellion: and beinge servant to the saide sir Edmunde, he followed him continewallie. He saithe further that ther was non within the Butlers countrie but wold have followed sir Edmunde before the cominge of the erle of Ormonde, if he had sent for any of them:

4.—Callow McOwen, beinge demaunded as above, saithe that he had nothinge ells to doe but to followe his master Morrough Oge of the Gargell² who gave him horse and harnesse.

[CCLL].—At Drogheda, the xiiith of Januarie, in the twelfth yeare of her majesties most prosperous raighe, 1569[-70]: fol. 328b.

H. Sydney.—It was condiscended, concluded and agreed by us, the lorde deputie, nobilitie and others of her majesties counsell assembled, whose names be hereunto subscribed:

¹ Narragh, co. Kildare.

² Garrehill, co. Carlow.

[1569-70.]

That at the humble petition and sute of the nobilitie, gentilmen and freholders of the counties of Meethe, Dublin and Westmethe that the generall hostinge latelie proclaimed by writt for xxi. daies, with the accrew of x. daies and a half over and besides the xxi. daies, beinge, for greete and weightie consideracions, appointed to be converted into money for the waginge and hiringe of numbers of kerne and others to have served upon the Cavenaghes and the rebells their adherentes and maintainers, was remitted and forgiven, bothe in respect the Cavenaghes, against whom the service was chieflie intended, had humblie submitted themselves: as also in consideracion of the greate povertie of the countrie who should have borne the bourden and charge of the said hostinge.

Robert Weston, canc.—Adam Dublin.—R. Trimletiston.—Cristofer Howthe.—T. Louithe.—N. Bagenall.—H. Draycott.—Thomas Cusake.—Francis Garde.—John Chaloner.

fol. 329.

[CCLII.]—The submission of the Cavenaghes, whose names ensue, to the lorde deputie and counsaill, at Laighlin the last of Januarie, 1569, and the order taken with them for ther better government and quiet of the countrie:

First: It was agreed by ther owne consentes that thei shulde deliver ther severall pledges into the handes of Henry Davells, esquier, within six daies after the date above written, saffellie to be kepte either within the castell of Caterlaughe or Dublin, ther to remaine, as well for the observacion of the peace as for the performance of all former orders taken with them: as also all other orders that hereafter shalbe prescribed unto them for ther better government and quiet of the countrie:

And for the better and more sure performans of the premises thei and everie of them have entered into bonde of recognisance of thre hunderethe pownde a pece, and besides have confirmed the same by a solempne othe taken upon the hollie Evangelist.

Moreover, we, the said lorde deputie and counsaill, have nominated and appointed the above named, Henrie Davells, to be capten of the said Cavenages for ther better staie and direction, till we take further order to the contrarie:

The names of suche of the Cavenaghes as submitted themselves:—

1. Donell McDermond.

2. Gerrall McCahir carre.

3. Moriertaghe Oge.

4. Brian McDonoughe.

5. Donnell Rioghe.

6. Brian McCahir McArt.

7. Brian Carraghe McMorier-taghe.

The names of the pledges that were offered to be delivered, and remaine for the performance of the order:—

1. Brian McMorrishe McDermod.

2. Caer McDonoughe and Edmudne Roe Mc'irrelaugh to remaine till he put in his pledge, Caer Doughe or Caer Rowe.

3. Caer Rowe.

4. Art Doughe McArte.

5. His sonne, Dermot.

6. Krean McCahir.

7. He did not appiere, but Henry Davells, with the rest, undertooke that he shuld put in his pledge, Morroughe McMorier-taghes sonne.

fol. 329b.

8. Cahir McMoriertaghe of Leeroghe.

8. He appiered not; nevertheless Henry Davells, with the rest, undertooke for him that he shuld put in Arte Rowes sonne for his pledge.

[1569-70.]

Theis above written have not onlie undertaken for themselves to observe the peace to all the queenes majesties trew and faithfull subjectes: but also that all ther septes and followers shall so doe. And for performance thereof have put in ther pledges.

[CCLIII.]—Lisac McKeddown Omore, Rorie Oge Omore, Onne McLies Omore and Nell McLies Omore, beinge brought before the lorde deputie and counsell at Stradballie, the seconde of Februarie, 1569[-70], undertooke to put in ther pledges within six daies next after ensuinge to the handes of Frauncis Cosbie, esquier, senesshall of the queenes countie:

For performance whereof thei and euerie of them entered into bonde of recognisance of thre hunderethe pownde.

[CCLIV.]—At Laignlin, the xxxth day of Januarie, 1569[-70] fol. 330.
in the xiith year of her majesties most prosperous raigne:

Whereas Nicholas Lumbarde, John Wise, James Walshe, and Patricke Doben, aldermen of the citie of Waterforde, stande bounden in recognisance of ccli. taken before Henry Draycot, esquier, master of the rooles, everie of them for ther severall apparence before the lorde deputie and counsaill or in his absence before the lorde chauncellor and counsaill at Dublin at or before the vith day of Februarie next cominge and not to departe without licence: Thei have made ther apparence accordingle and therefore are and remaine discharged of that bande:

Nevertheless it was ordered that two of the aldermen of the said citie sufficientlie authorised from the whole corporacion should make ther personall apparence before the lorde deputie and counsaill at any time within ten daies warninge that thei shalbe demaunded and sent for, then to abide suche order as it shall please the said lorde deputie to direct and apoint.

[CCLV.]—The copie of the lettere and commission sent to the erle of Ormonde from Laig[h]lin, the last of Januarie, 1569[-70]:

Our verie good lorde, with ovr right hartie comendacions: Forasmuche as we have received letteres of advertisment from the lorde president and the rest of her majesties counsaill in Connaught (which we have imparted to your lordeship) of the erle of Thomondes grevous and notable misbehaviour not only in contempt of her majesties said president and counsaill and of the government by her highnes there ordeined and refusinge to come unto them beinge sent for by the sargeant at armes; but also in betrappinge and captivinge suche parte of the assistance sent for the garding of the said sargeant at armes as by his deceitfull allurementes came within his castell of Clare, and also thereupon attemptinge the destruction of the rest of them that were within daunger of there throughe o[u]r sbotte, and therby murtheringe one of them out of hande, and forthwith assemblinge greate numbers fol. 330b.

[1569-70.] of galloglasses, horsemen and kerne in traiterous and rebellious maner to plasse and entercepte the passage and waies of the said lorde president and counsaill assembeled; and in criminous and traiterous maner hurtinge of ther compaignie and killinge of ther horses, which his doinges tende to the apparence of an open defection and rebellion:

We have therefore thought fitt to require and by the tenor hereof to authorize your lordeshippe to assemble and use suche power of her majesties subjectes of this her majesties realme and also of her majesties garrisons by us written or to be written unto as to your discrecion shalbe thought fitt to repress those and suche other the disloiall demeanors of the said erle of Thomonde, and of others whomsoever that are or shalbe therein assosiated, confederated or conspired with him or that shalbe or have bene counsaillors, aydors or furtherers thereof or of the doers thereof:

And suche and so manie of theis offenders or suspectes as shall refuse under your conveye to repaire unto us to answere for theis there demoinors to denounce and prosecute with fire and swordes, as open rebels against the queenes majestie and her estate roiall of this realme, unto the executinge of the premisses and of everie parte thereof theis our letteres shalbe your sufficient warrant.

And so we bid your lordeshippe right hartelie well to fare.

We likewise auctorise your lordeshippe to parle with any of the said rebels or offenders and with any other rebels for the service aforesaid. Your lordeshippes assured lovinge frendes.

To our verie good lorde the erle of Ormonde and Ossorie, lorde treasurer of Irelande.

fol. 331.

[CCLVI.]—At Philipstowne, the vith of Februarie, 1569[—70:]

By the lorde deputie and counsaill:

i.—Trustie and welbeloved wee greete you well: Whereas it appiereth by an order taken at Dublin the xith of Marche, 1568, before us, the lorde deputie and counsell, for the matters in variance and contencion then dependinge betwixt sir Barnabie Fitzpatricke, knighte, partie plentif, and sir William Occarroll, knight, defendant, as well for and concerninge the murtheringe of Malaghlán McMourrouge; the stelthe of x. studie mares: A proclamacion [was] made by the said defendant prohibitinge that non of the pleintiffes countrie shuld come within the jurisdiction of the defendant or his countrie: As also for sunderie robberies and spoiles committed by certain of the servantes and followers of the plaintif against the said defendant:

For the appeasinge whereof and that either of the said parties the one to the other, ther servantes, followers and countries shuld from thenceforthe observe and kepe her majesties good peace, and shuld joyne and continew in unfained frendship, amitie and brotherlie love and serve togethers in any of her majesties affaires without quareling or grudginge one to the other and not revenge any disorder that shuld happen between them before complaint first made to the lorde deputie or other governor or governors for the time beinge, or to the senesshall of the countie, or to some other commissioners appoianted to here and determine cawses in those partes:

It was condiscended and agreed for the better performance of that order that either of the said parties shuld bind themselves to forfaité five hunderethe kine; and besides for everie beast, cowe or other kinde of cattell that shulde thenceforthe be taken from any of the said parties, ther servantes and followers, either by stelthe or otherwaies, the partie

greved to have of the trespasser thre kine or other beastes or cattell for one so stolne and caried away; or ells the partie that shulde committ the facte and stelthe to be brought forth and justified by the lawes, fol. 331b. [1569-70.]
accordinge to the trespas and offence.

Sithe which tyme the said sir Barnabie hathe exhibited his bill of complaint against the said sir William Occarroll, conteininge bothe stelthes, murders and other disorders committed by certein of his servantes and followers against the said sir Barnabie, his servantes and followers:

And the said sir William, beinge examined upon the said bill of complaint, in parte confessed, in parte denied, and in parte justified the factes committed, as may more at large appiere unto you by the said sir Barnabies bill and the said Occarrolls answere to the severall articles of the said bill, which herewith you shall receive.

Forasmuche as by the said Occarrolls owne confession, there manifestlie appiereth a breche of our said order, whereby the partie greved is to have the benefite, and for that some thinges contained in the said sir Barnabies bill could not directlie be proved before us, which, neverthelesse, the said sir Barnabie hathe undertaken to prove before suche commissioners as we shulde appointe:

Know ye that, for the greate confidence we have of your fidelities, uprightnes and good judgements, we have thought good by the parties consentes to nominate and appoint you Frauncis Cosbie, esquier, seneshall to the Queenes countie, and you, Owney McHughe, gentleman, and likewise, by tenor hereof, authorize you and either of you to be commissioners for the heringe, exameninge and discussinge of the matters yet remaininge unproved on the parte and behalf of the said sir Barnabie against sir William Occarroll, and, upon dew prove thereof, to ende and determine the same accordinge to our former order taken betwixt them: that is to say, that the partie greved shall have of the trespasser three kine or any other sorte of beastes or cattell for one stolne or caried awaie; or ells the partie offendinge against whom the prouf shalbe made, to be brought forth to be justified by the lawes:

Neverthelesse our meaninge is that so manie kine, copells¹ or other cattell as be alredie delivered by the said Occarroll or his servantes and followers to sir Barnabie, his servantes and followers shalbe accounted by waie of defalkacion as parcell of those the said sir William ought to restore:

For the doinge whereof this shalbe your sufficient warrante:

Our order is that so muche as the said sir William Occarroll doithe fol. 332. confesse, as by the docquet here inclosed, you shall perceive that you cawse restitution to be made to the said sir Barnabie at or before Easter next.

2.—The like order was taken on the behalf of sir William Occarroll as against sir Barnabie Fitzpatricke, mutatis mutandis, and referred by the parties mutuall consentes to the same commissioners to here and determine.

3. Memorandum: That the viiith day of Februarie, 1569[-70] sir William Occarroll, knight, came before us, the lorde deputie and counsaill, at Philipstone and there did acknowledge himself to owe to our soveraigne ladie the queenes majestie two hunderthe pounce currant money of Englande upon theis condicions followinge, videlicet:

That if the above bownden sir William Occarroll, knight, doe well and trulie observe fulfill and kepe her majesties peace, himself his

¹ Horses.

[1569-70.] servauntes tenantes and followers, against sir Barnabie Fitzpatricke, knight, his servantes, tenantes and followers and besides observe and kepe all orders heretofore taken by us the lorde deputie and counsaill or hereafter to be taken by us betwixt the said sir Barnabie and him, for the better government and quiet of ther countries: And moreover make triple restitution for every stelthe comitted by himself, his servantes, tenantes and followers against or upon the said sir Barnabie Fitzpatricke, his servantes, tenantes and followers or ells apprehende the said partie or parties so offendinge or bringe them forth to be justified by lawe:

fol. 332b. And finallie pay or cawse to be paid two hunderethe kine to the use of our soveraigne ladie the queenes majestie: and likewise two hunderethe kine to the lorde deputie, dew by penaltie for the breche of the first order, taken at Dublin the xiith of March, 1563, betwixt the said sir Barnabie and him at or before May day next ensuinge the date hereof, that then this present recognisance to be voide and of non effect, otherwise to stande and remain in his full force strenght and vertu.

[CCLVII.]—By the lorde deputie and counsaill:

At Philipston, the vith of Februarie, 1569[—70]:

Whereas matter of contencion and striffe hath bene moved and dependinge before us, betwixt Teige Odonne, chief of his name, on the one parte: and Tirrelaughe Odoine of Garilidert on the other partie, concerninge certain rentes dewties and other services which the said Teig claimethe of the said Tirrelaughe, as belonginge to him and his lordship, which the said Teige affirmethe that he and his ancestors have from time to tyme received of the said Tirrelaughe and his ancesters:

It is therefore ordered concluded and agreed by the mutuall consent of bothe parties that the said Tirrelaughe shall yelde and pay from henceforth the all suche dewties, rentes and services to the said Teige, as he and his ancesters have paid or owght of dewtie to have paid: and on the other side the said Teig hath undertaken and promised before us to defende the said Tirrelaughe in all his juste and honest quarrells against any that shall oppresse him or offer him wronge or injurie:

For the frew performance whereof bothe the parties have taken a solempne othe upon the hollie Evangelist before us, and in defaulte or breche of this order thei have entered into bonde to pay the forfeiture of thre hunderethe kine, whereof two hunderethe to be paid to the use of our soveraigne ladie the queenes majestie, her heires and successors; and the other hunderethe to the lorde deputie or other governor or governors for the time beinge:

fol. 333. And for all other contencions that may hereafter chaunce to arrise betwixt the said Teige and Tirrelauge thei have submitted them selves to the arbitrament and order of Dermod Oduggen and Rorie McDavie:

And if it shall chaunce that the said Dermod and Rorie cannot ende and determine the same; then thei have referred themselves to the sainge and orderinge of the freholders of the countrie of Oregan,¹ wherunto thei binde themselves to stande and obey.

It is further ordered that the said Teige shall pay to the queenes majesties use, by waie of fine for the burninge, murther and other disorders committed by him and his followers upon Tirrelaughe Odoine, one hunderethe kine at or before May daie next ensuinge:

¹ Now portion of the Queen's county.

And for the performance thereof [he] shall enter into good and sufficient bonde of recognizance before his departure, excepte it shall please the lorde deputie to discharge him thereof. [1569-70.]

[CCLVIII.]—Memorandum: that the xxith day of Februarie, 1569[70], Luke Dillon, esquier, her majesties attorney generall, Edwarde Fitzimons,¹ lerned in the lawes, and Edmund Molyneux, clerke of the counsell of this state, were sent by the right honorable the lorde deputie to the lorde vicounte Mountgarret upon his repaire to the said lorde deputie, being sent for by a messenger at armes, to charge him upon the dewtie of his allegiance not to departe his lodginge within the citie of Dublin, where he lay, untill the saide lorde deputies pleasure were knownen :

Which comaundement beinge signified unto him by her majesties attorney, the said vicounte promised before the said attorney and the rest that he wold willinglie obey, and not to departe thence untill it shuld please the lorde deputie to licence him so to doe.

[CCLIX.]—The most humble submission of sir Edmond Butler, fol. 333b. knight, and Piers Butler, esquier, brethren to the right honorable the erle of Ormonde and Ossory, made unto the right honorable and our very good lorde, sir Henry Sidney, knight of the most noble ordre of the garter, lorde president of her majesties counsell in Wales, and lorde deputie generall of Irelande; and to the lords and others of her majesties counsell in the saide realme of Ireland, the last of Februarie, 1569[-70], and in the xiith yere of her highnes raigne :

We, Edmond Butler and Piers Butler, callinge to our mindes our most bounden and naturall duetie to our gracious soveraigne ladie the queenes most excellent majestie, doe most humblye acknowledge and confesse, before you, our verie good lorde and governour and this honorable table, that we have disloyallie swarved and declined from our allegiance to her highnes, by raising disorderly her majesties subjectes against her highnes peace and lawes; and have committed from the entrie into that our disobedience, sondrie offences and treasons, deserving extreme punishementes and sharpe corrections :

Which our heynous misdemeanour, as neither we meane nor indede can justifie or defend by any collour, so we doe for the same with most penitent and humble mindes prostrate before the estate of her most excellent majestie here to us represented by the presence of your lordeshippe, her most worthie governor humbly and with all reverence yeld and submit freely and voluntarily our bodies, goodes, lives and livinges to the ordre and disposition of her highnes and of your lordeshippe our verie good lorde and governor under her majestie beseechinge withall humillitie and due reverence your honour of your vertuous inclinacion fol. 334. and good nature, to remitt unto us all displeasures and indignacions, that we by any meane have moved your lordeshippe unto, as weil for your owne particular as otherwise :

And although, you may judge our doinges to have bene suche as have not deserved favor nor favorable treatie, yet we doe make our most humble supplicacion, that your good lordeshippe our worthie governor and you, our verie good lordes, with the rest of her majesties honorable counsell, will, in respect of this our most humble submission, and for the auncient service and trouthe of our house and also of the continuance of the same, be meane to the queenes majestie

¹ Appointed queen's sergeant in Ireland, 1573.

[1569-70.] that her highnes, who hath bene ever, to her majesties immortall fame, enclined to pitie and mercie, incomparablie beyonde the judgement of man, may be pleased to receave us to mercie, and extend upon us her most gracious pardon, upon trust of our assured loyaltie hence-forthe :

And we shall according to our most humble dutie praye that God doe graunt her highnes a most happie and prosperous raigne :

And put into her majesties minde to graunt us our lives, that we may by our duetifull and most humble service acquite some deale of our most grevouse offences past.

[CCLX.]—The coppie of the lettere sent to the lordes and others of her majesties most honorable counsell in Englande for the erectinge of an universitie within this realme : Dated at Dublin the iiith of Marche, 1569[-70] :

fol. 334b. After our most humble dewties remembered unto your good lordeshippes : There hath bene here upon knowledge of her majesties good likinge to have an universitie erected in this lande, a motion made in parliament for the establishment of the same : the matter so well liked as hath provoked manie good men to offer verie liberallie to helpe it forward :

And for our owne partes we thinke and judge the act to be so lawdable to the glorie of God, suche a worthie increase of estimacion to the roiall government of this lande, so necessarie for reformation of the barbarisme of this rude people as no one thinge can be desired wherby to name good things shulde fellowe, beinge as it were a well of all vertu, from whence all goodnes shall flowe, in all states right commendable, where civilitie is most plenteous, but here most necessarie, where most vice and most rudenes is abundant :

Of suche magnificence and greatnes we accounte this enterprice, as we acknowledge no other foundation fit for the same but the queenes majesties most gracious goodness, unto the which by the meanes of your lordeshipes we make most humble and earnest peticion, that it may please the same to devise, order, and direct it and to further it with her most bownteous liberalitie and good and gracious countenance, wherby all men, provoked by her highnes disposition towards it so expressed, eche man in his degre will contribute to the best of his power :

And we for our selves like as we presume to this boldnes upon our good devocion towards it and shall acknowledge your greate goodnes in followinge the same to obtaine her majesties most gracious favour and consent : So shall we not faile to use our uttermost endeavours as well with our goodes and livinges as with our travells and encouraginge of others to bringe it to perfection.

Mr. Lucas Dillon,¹ beinge commended to your honors for parliament cawses, we have thought mete by him to exhibite to your lordeshipes this, our humble and earnest sute, that in consultacion of those matters it may please you to procure some direction to this : that havinge once a gracious beginninge the same may be followed with suche fortunate successe as to so godlie a cawse apperteinethe.

And so trustinge that even the goodnes of the matter shall worke more in your noble disposicions, enclined to vertu, then our weake persuasions to so worthie an acte, we commende it whollie to your handes, without trowbelinge of your lordeshippes with manie wordes, and pray

¹ Chief baron of exchequer in Ireland.

God bothe in this and all other your noble enterprises to send you good succes to his honor and glorie, and consequentlie to the benefite of her majesties service and the commoditie of all her good subjectes. [1569-70.]

[CCLXI]—At Wexforde, the xiiith of Marche 1569[-70], the xiith fol. 335.
yeare of her majesties most prosperous raigne :

Where it pleased the queenes most excellent majestie to signifie unto us, the said lorde deputie, her princelie pleasure that our verie good lorde the erle of Ormonde shuld be exempted from all cesses and impositions for his owne landes and manors (the subsidies to her majestie only excepted) which the said erle is willinge to pay accordinge to the old accustomed rate of plowlandes, heretofore used in the counties of Kilkenny and Tipperarie : and in respect that he is, and shall forbear to levie and take suche profet of the inhabitants of the said two countries for his expences as he and his auncesters have heretofore used, as by her majesties letteres signified as aforesaid, yeven under her signet at her majesties manor of Grenewich, beringe date the last of June in the eleventh yeare of her highnes raigne more at large clothe and may appiere :

We the said lorde deputie and counsell, consideringe the queenes majesties pleasure advertised (as aforesaid) do by this our concordatum and agrement conclude, determine, agree and resolve that all the said erle of Ormondes manors, landes, tenementes and hereditamentes within the said counties of Kilkenny and Tipperarie shall from and after the date hereof be free and clerelie discharged of all and all maner of cesses, taxes, charges and impositions whatsoever thei be wherewith the said countries are now charged by any maner of meane :

The subsidies aforesaid dew to her highnes out of the said manors, landes, tenementes and hereditamentes onlie excepted :

And for that some ambiguitie or dowl might happellie hereafter arise of her majesties most gracious meaninge for the fredome of the rest of the said erles landes and manors not lienge and beinge within the two counties aforesaide althoughe the wordes of her majesties said lettere may in some apparance and favorable construction seme to be generall fol. 335b. and extende to the fredome of all his landes : and our meaninge is that the said erle shulde have and enjoy the full effect and benefite of her majesties said lettere, doe therefore further determine conclude and agree that the said erle shall have and enjoy all his landes and manors wheresoever within this realme free and manors of the cesses and impositions aforesaid (the subsidies only excepted) till her majesties most gracious and princelie pleasure be knowen in that behalf : willinge and commaundinge all cessors and others her majesties ministers and officers, within the said counties of Kilkenny and Tipperarie and ellswere within the realme to whom in this case it shall or may apperteigne as thei will answere the contrarie at ther perill from henceforthe not to cesse, taxe, charge or impose any the said landes and manors as heretofore hathe bene used and accustomed, but that thei and everie of them shall and may be free and discharged in as large and ample maner as eny fredome within the counties of Dublin, Methe or Kildare are or ought to be, eny custome usage or prescripcion to the contrarie in anywise notwithstandinge.

[1569-70.]

[CCLXII.]—The copie of a lettere sent to the maior and corporacion of the cite of Waterforde by the lorde deputie and counsaill :

Whereas by supplication exhibited to us at Laighlin by certain of your citzens ther shewed an appearance of penitencie and submission of your fautes, and that for the assured testimonie thereof you were willed to confirme the same by the common seale of your corporacion as the consent of you all : forasmuche as the said testimonie hath bene hitherto delaied and in a maner denied, (whereby is to be gathered a firme perseverance of your accustomed stoutnes) an example unfitt to be suffered :

fol. 336.

Theis be to require you, and her highnes name, straightlie to charge and commaunde you that you faile not to appiere before us, at her majesties castell of Dublin, the first day of the next terme and to bringe with you the maior of the last yeare with foure more of your chiefest and most substanciall aldermen of the same cite :

And althoughe upon the towardenes of your humble inclination it was favourable graunted that two onlie of your compaignie shuld appiere upon convenient warninge, yet now forsomuche as your proceedinges prove so contrarie to expectacion it is thought fit for the importance of the matter that you come no fewer then is afore required :

And therefore see you that you faile not as you will answer bothe the former recognisance and also the contempte of this our comaundement.

Dated at Weixforde, the twenty-first of Marche, 1569-[70].

Memorandum : That the maior and his bretherne of the cite of Waterforde appiered accordinglie before the lorde deputie, in the discharge of ther recognisance, and so were dismissed to appiere againe when thei shuld be sent for upon lawfull warninge which thei did afterwarde, and so were discharged by the lorde deputie.

1570.

[CCLXIII.]—At Laighlin, the sixteenth of May, in the twelfth yeare of her majesties most prosperous raigne, 1570 :

By the lorde deputie and counsell :

Where complaint was exhibited unto us in the behalffe of the three seiptes of Kinsellogh and the inhabitantes dwellinge under them, alledginge that Thomas Maysterson, fermer of her majesties castle of Fernes, over and above six score sparrs of bonought due to her majesties galliglasses upon the said three seiptes, dothe exact and impose upon them twelve sparrs, contrarie to right and equitie, and to theire greate hindraunce and impoverishinge :

fol. 336b.

We, therefore, for our better satisfaccion and knowledge of the truthe how the twelve sparrs ought to be answered, called unto us certeine of the aunciente and gravest men of the Odorans, Bolgirs and others in those parties, and for that purpose examined them upon there solemn othe : Thei confessed and declared that McMoroghowe, from tyme to tyme had allowed unto him twelve sparrs out of the said six score now appointed to the said galliglasse, which he bestowed and distributed at his owne will and pleasure, and that the said twelve sparrs so now demanded above the said six score sparrs is onelie by extorcion and ought not of right nor dutie to be payde, to the which effect also Anthonie Colcloghe, esquier, deposed by lyke othe before us, declared that what tyme he was constable the said castle of Fernes and had

chardge in those countries, he receaved the said twelve sparrs of the galloglasse themselves, and out of the vearie six score sparrs due and graunted unto her majesties galliglasse, for there bonought, and never exacted ne levied the same as anie surchardge: With which deposicion the Odorans agreed, and Hughe Obolgir, an auncient man, that some tyme in those countries was serjant to the said Colcloghe, and leavied and receaved the said twelve score sparres to the said Anthonie Colcloughs use of the galliglasse, confessed the vearie same :

1570.

Wherefore it is ordered and decreed by us, the lorde deputie and counsell, whose names are hereunto subscriybed, that the said twelve sparrs so used to be allowed to McMorghowe in like maner shalbe hereafter allowed, defalked and taken out of the said six score sparrs graunted or to be graunted for the bonought of the said galliglasse, and reserved and stayed from tyme to tyme to her majesties use, to be distributed and bestowed at the discrecion and pleasure of us, the said lorde deputie or enie the governor for the time beinge :

And that hensforthe it shall not be lawfull for anie fermor of the castle of Fearnese, or eni other officer to aske, levie or demaunde the said twelve sparrs or anie parte thereof upon the inhabitantes aforesaid untill better matter be shewed and allowed before us, the said lorde deputie, or other governor, for proffe of the same, but the said xii sparres to remeine and to be alwaies parcell of the said six score sparres and no surchardge to be used over and above the said six score sparres.

fol. 337.

Thomas Cusake.—Francis Agard.

[CCLXIV.]—At the Newerie, the xvth of Julye, 1570, the xiiith fol. 337b.
yeare of the queenes majesties most prosperous raigne :

H. Sydney :

It was condiscended and agreed by the lorde deputie, nobilitie and counsaill, whose names be here unto subscribed, the rest beinge absent upon necessarie occasions and lawfull excuses of service and have neverthesse particulerlie yielded ther consentes by ther severall letteres and promised to the entrie thereof made in this booke to subscribe ther names, whose letteres were likewise redde before the rest of the counsell here present, videlicet, the erle of Kildares lettere, the vicountes of Gormaston and Baltinglas, the barones of Hothe, Delven, Dunsanie, Trimleston and Lowthe :

That for divers greate weightie and urgent occasions, aswell for service to be done in the Northe against the rebell, Tirrelaughe Lenaughe, as ellswere within this realme where it shalbe thought necessarie for the quiet and tranquillitie thereof and the better assurance of the good subjectes, that a generall hostinge shalbe proclaimed by writte, after the auncient custome, for vi weekes, after the rate of thre plowlandes to a carte, the same to assembe at the hill of Taraghe, the xvth of August next or ells at suche daie and place after that daie as the lorde deputie by his letteres or proclamacion, with the forwarninge of ten daies shall signifie and appointe.

Robert Weston, cano.—T. Armachanus.—G. Kyldare.—C. Gormanston.—H. Midensis.—Crystofer Howthe.—Christofer Delyvn.—Robert Dyllon.—R. Trimletiston.—Lucas Dillon.—H. Draycott.—Thomas Cusake.—Francis Agarde.—John Chaloner.

1570.
ol. 338.

[CCLXV.]—A certificat of suche rentes and customes as hathe bene received by the capteins of the Birnes in Sylelo,¹ and now is dew unto her majestie, by the othe of those whose names insuethe, videlicet :

Robert Tallon of Downlovan,	Gerald McKeon of Balleclan,
John Tallon of Kilmore,	Donogh Dowe of Ballekonill,
Edmonde Grace of Walterstone,	Murgho McDonil of the Byrtace,
James Ewstace of Fryertoune,	Hughe McKgyllepatrike of Byn-
Edmunde Tallon of Gylberstoune,	nore,
Edmunde Ewstace of Curraneorne,	Rory McKeyogho of Carnowe,
Henry Curren of Knockedowne,	and Elleaghe McCoulo :
Heughe Carraghe of Kylquyken,	

1. The said jurors affirme that ther was yerely levied by the sergeant appointed in Sylelo by Obirne, as as chief captene of his name, five powndes, Irishe, indifferentlie upon the freholders and ther tenants, to the use of the said captein : And at the ende of everie vii yeares at least the said rent was dowbled, so that ten powndes was the seventh yeare paid by the name of galloglashe money.

2. Also thei affirme that the said Obyrne had every yeare twenty-four shillings levied indifferentlie upon the freeholders ther for the expences of kerne, which money also thei finde to apperteigne to her majestie.

3. And that the said capten had of every freholder that died within the precincte of Sylelo, 6s. 8d. for heryot by custome, due nowe to her majestie.

4. And that the said capten had yerely one mutton in sommer, and one hogge or porke of a yeare old, at the least, everie winter, out of every towne within the said countrie and a custome plowday ; and a custome rippe day of everie one that had a plowe within the countrie, dew now to her highnes.

5. Also thei affirme that sir John Travers, late of Munketon, knight, receved (as captein of Sylelo aforesaid) all the said rentes and customes. And that after the decease of the said sir John the erle of Kildare, by his conestables, received also the same.

By Mychall Fytzwylliams, surveyor.

[CCLXVI.]—Omnibus Christi fidelibus, ad quos hoc presens scriptum pervenerit, Cornelius, alias Conor, comes Thomond, salutem in Domino sempiternam : Noveritis me, etc. (as at p. 213).

1570-71.
f ol. 339b.

[CCLXVII.]—At the castell of Dublin, the seventh of Februarie, 1570[-71], and in the thirteenth yeare of the queenes majesties most prosperous raigne :

H. Sydney :

It was condiscended, concluded and agreed by us, the lorde deputie and counsell, assembeled, whose names be hereunto subscribed, that forasmuche as by the composicion passed betwene the queenes majestie and Thomas Might, surveieur of her majesties victualls for this realme, beringe date at Grenwich, the xiiiith of May, 1568, the xith yeare of her

¹ Shillelagh, co. Wicklow.

majesties raigne, that the said Might shuld have yearely for the provi-
cion of her highnes garrison residing in the northe partes a proporcion
and cesse of otes of two thousand four hundred peckes :

1570-71.

We have resolved and agreed that the said proporcion shall be reared
and levied upon theis counties followinge, videlicet, upon

The countie of Dublin,	ccc.
The countie of Meathe,	cccccc.
The countie of Kildare,	ccc.
The countie of Lowthe,	ccc.
The countie of Westmethe,	ccc.
The countie of Wexforde,	ccc.
The countie of Kilkenny,	cc.
The countie of Caterlaughe,	cc.

We have further agreed and concluded that the same proporcion of
otes so cessed, reared and levied shalbe delivered to the handes of Thomas
Might or his assigney at the places specified in our warranties ; he painge
redie money for the same, after the rate of sixteen pence Irishe the
pecke, accordinge to the said composicion.

Robert Weston, canc.—W. Fytzwylliam.—N. Bagenall.—Jo. Plunket.
Robt. Dyllon.—Thomas Cusake.—Francis Agard.

[CCLXVIII.]—The moste humble submission of the unworthie and fol. 340.

moste unnaturall earle of Clancahir otherwise called McCarty
More, made unto the right honorable sir Henry Sidney, knighte
of the moste noble order of the gartier, lorde president of hir
majesties counsaile in Walles, and lord deputy generall of Ireland,
and to the lordes and others hir majesties counsaile of the said
realme presented the xiiiith of Februarie [1570-1] in the the
xiii yeare of hir highnes most prosperous reigne :

I, the moste unworthie and unnaturall earle of Clan Cahir, with
inwarde sorrow of mynde and moste hertie repentance, callinge to
mynd the greate benefittes and exeding bounty I have in sondry sortes
receavid from the quienes most excellent majestie and the place of honor
and preheminance I have bene moste unworthily called unto by hir
highnes, far greater then I, accurssid creature, have or can desearve or
that eny of myne auncestors heartofore have had, which with bitter
teares and compunction of mynde, I moste humblie do confesse do so
muche the more agravat the heinousnes of my offences and heapith
more haboundantly hir majesties most just indignation against me do
most humbly acknowledge and confesse before you my dier lord and
governor and this honorable table : That beinge seduced by that most
pernicius rebell, James Fitzmorice, and other of the Geraldines, his
asociates, uppon a faulse pretence to have a parle with me and to conclude
a friendship betwixt the saide James and Mr. Richard Grenville, then
shirriffe of the county of Corcke, which when it toke no effect, I, for-
gettinge my duetie to Almightye God and obedience to hir majestie was
by subtyll intysementes and most wicked perswacions induced and
brought to take an unadvised and rassh othe ; which done, I conse-
quently enterid into that fury and maddnes of unnaturall rebellion
against my most gracious soveraigne, combyning myself bothe with sir
Edmond Buttler and with all the rest of the principall rebels of Ireland,
whearin in sondry degrees I have disloyally swearvid and declyned from

1570-71.
fol. 340b.

my alegience to hir highnes, by raising traiterously hir majesties subjectes against hir highnes peace and lawes, besieging hir townes, shamefully mordering and distroinge hir subjectes, bourninge hir houses and castles: And besides have committed, sins my entry into that my disobedience, sondry grivouse offences and heyniouse and detestable treasons, deserving extreme punishment and sharpe correction, which my heynious misdemaýnors, as I neither meane nor indeede can in eny sort justify or defend by eny coulour, so do I for the same, prostrate hear before your lordeshippes with most penitent and humble mynde, humblie with all reverence, voluntarily and freely yeld and submitt my bodie, liffe, goodes and landes to the order and dispossession of hir highnes:

Beseeching with all humility and due reverence your good lordeshippe, my gracious lorde and governor, and you the rest lordes and others of hir majesties honorable counsaile to take compassion uppon me and to be meanes to the quiens majestie that hir highnes, who hathe bene ever to hir imortall fame, inclyned to mercy and petty, will now vouchsaufl to receave me, moste vile and unworthy wreache of hir creacion, to hir clemency and mercy and extend uppon me (above my desertes) hir moste graciously pardon, uppon assuerid trust of my loyalty heareafter, for sithe I came first into sir Humfrey Gilbert and gave in myne onelie sonne into his handes, as a pleagd of my loyalty, trouthe, and fidelity, I have sins contynued a good faithfull and true subject, and readie at all times to employ myself in hir majesties service so far forth as my poore hability would extend unto, as bothe the earle of Ormond, when he had chardg, and likewise sir Humfrey Gilbert, in the time of his chardge, can well testify and declare, which if hir majesty shall do by your good meanes, and the rather for that I simply hear prostrate uppon my knees before your honors submitt myself, liffe, landes and goodes and am come in to present myself voluntary before you, without eny pardon or protection which I had, either by word, letter or promes in eny sort, I utterly relinquish and forsake, reposeinge myself in your mercifull consideracions, and petifull regard of my poore and wretched estate and hoping that theise demonstracions and tokens of my loyalty heareafter may move your grave wisdoms to be meanes to the quenis majestie for me:

fol. 341.

And I shall according to my moste bounden duety praie to Almightye God to grant her highnes a moste prosperous and happie raigné over all her dominions and subjectes and immortall triumphe over all her enemies, and likewise that it will please Him to unseele myne eyes and graunt me grace by my duetifull and humble service heareafter (which I do dedicat to her majesty to the last drop of my blud to be spent) to acquitt and recompence some part of my grivious offences past which I will endeavour myself to performe:

In testimony of all and singuler the premisses to be true, I, the said earle of Clancahir, have hearunto subscribed my name,—Donyll Clancare.

This petition was exhibited the daie and yeare above written to, the lord deputy and counsell assembled at the castle of Dublin, and, for testimony theareof, they have heareunto subscribed their names and have commanded the same to be enrolled.

Henry Sydney.—Robert Weston, canc.—T. Armachanus.—Adam Dublin.—Henry Draycott.—Thomas Cusake.—William Fitzwilliams.—John Plunket.—N. Bagnall.—Lucas Dillon.—Robert Dillon.—John Chaloner.

[CCLXIX.—An ordre passed for John Horne, of the cytty of 1570-71.
 Glocester, against the inhabitantes of the toune and county of fol. 341b.
 Wexford, 1570[-1]:

By the lord deputy and counsaile:

H. Sydney:

Right trustie and welbeloved, we greete you well: Wheareas upon the longe, pettifull and just complainte of John Horne, of the cittie of Glocester, mariner, declaringe a robbery committed upon a barecke of his factor, Henry Smithe, within Hampton poole, in the ryver of Wexforde, in the which William Warren, master of the said barecke, was morderid, and the saide Smithe, with diverse others grivouselie wounded, and the somme of fourscore ten poundes, sterling, taken from the said barecke:

And notwithstandinge the truthe of the facte was certainly knowne with undoubted presumptions that the doers thereof wear some of the inhabitantes theareabowte, yet, what throughe conseilement and corruption, and what throughe the negligence of them that should make searche, suche parsialty was used as the offenders could not be founde out:

Tendringe the case to be of suche weightie consideration as was neither, on the one part, to be so lett slipp unserschd nor unpunished, nor, on the other part, to lette so manifest a losse so duely folowed to be unrestored and unrecompensed, we directed to you and others our commission to call before you suche as you should thinke meete, bothe of the towne and countrey, and sending youe thearewith such examinations as moughte leade you to the better knowledge to finde oute the truthe, we required you to examine and try oute by all meanes possible, either by those examinacions or of eny thinge rysinge theareof, who wear the malefactors, with suche further instructions as we at that time thoughte convenient and was in the said commission further declared, which we thinck to be so well in your remembrance, as we accompte it not matteriall eftesones to repeat it:

But, even as then we directed our doinges accordinge to reason and good conscience, so, seeinge by your certificat how little that mylde kinde of proceedinges hathe prevaled, and that you have taken their owne exposition of a pretence to take the money with lawe, as an excuse, to purdge them from the suspcion of takinge it as it was taken fol. 342.
 in deede againste the lawe. And that in . . . you rather retourned the mattir to us unperfected, then have done eny thinge to shew your diligence to do so muche as in this case is to be required:

Wee have thoughte mete upon our first considerations to procede accordinge to our former determinacion to deale with more extremitty then we hoped that you should have had cause, sendinge againe thearefore unto you the said examinacions to gather of the presumptions:

Thiese be to require you and, in hir majesties name, streightly to chardge and comaunde you and every of you to call unto you suche and so meny grave, honest and wise gentlemen, or other the inhabitantes of the towne and countrey as be of best credites by your judgment shalbe thoughte mooste meet for your assistance:

And that you by their advise or so meny of them as shall joyne with you doe impose and sesse the saide somme of fourscore ten poundes, sterlinge, upon the inhabitantes bothe of the towne and countrey, using thearein suche indifferency as it may appere, that you be neither carried with favor nor malice, havinge neverthesse good regard that

1570-71.

you bear your hand in this case moste heaviest uppon suche as you finde cause moste vehemently to suspect to be culpable of the fact :

Gyvinge also unto you further authority, by vertue hearof, that when you have so imposed and sessed the said somme of fourscore ten poundes that within convenient time you do procede to the leavyinge theareof and every part theareof accordinge as you shall impose it :

fol. 342b.

So as you or one of you by your agrement faile not to make payment of the same to the lorde justice that then shalbe, or to suche as he shall appointe heare in Dublin, to receave the same, to the use of the complaynant before the xxth daie of Maie next cominge after the date heareof :

And if eny shall disobey you, or make default of payment contrary to your appointment, we give you hearby authority and power, to use your discretions, to leavy it, either by distresse or imprisonment, as you shall thincke most necessary, to recover the said payment :

And whear, peradventure, to thiese bad begyninges of their partes they shall so go onwarde as their malice shalbe suche as they shall maligne this order of our procedinge and theareuppon seeke to disobey it, wee doe earnestly pray you, and for the honor of this state, specially require you to publishe and make openly known unto them in our behaulf (that we hold the fact so horrible, the doinge of it so detestable, the poore mens losses so lamentable, the consielment so crafty and the searche so negligent and the bolsteringe of it so stowte,)¹ as we by oure discreacions do judge it more agreeable with reason, conscience and lawe and consequently more with the honor of this borde to make a president of it in this sort as we have appointed, then by the sufferance of it unredressed or unpunished to minister occasion to breede so daungerous an exsample to give encoradgementes to others in like casses to use the like factes and practises :

fol. 343.

And yet our meaninge is, and so we heareby signify bothe to you and them, that if by thiese meanes or any other waye that you or they can devise, that the verey offenders may be founde oute, and be brought to aunsweor accordinge to the lawe, that then this our order which we are dryven unto, for the extreme remedy, shall cease and be of non effect :

And otherwise we earnestly loke for, that you faile not in anywise to accomplishe the premisses in all the pointes according this our order, as we shall thincke that you have good wills to assist or good porposes which we suerly determine to have to be performed :

And nothinge dowbtinge but you will deale thearein accordingly, we bid you righte hertily farewell. At Dublin the xviith of February, 1570[-71].

Robert Weston, canc.—T. Armachanus.—N. Bagenall.—Lucas Dillon.—Thomas Cusake.—Francis Agarde.—H. Draycott.

[CCLXX.]—By the lord deputye and counsell :

H. Sydney :

Wheareas, for the better service of the queens majestie, as well in the sure and certaine delivery of the letteres directed from us, as also for the servinge of other proces from other the courtes of recorde within this realme, there he lately ordeyned certaine pursevantes or ordinarye messengers with ordinary allowances for their attendaunce in her

¹ The portion within parenthesis is underlined in the MS.

majesties causes, amongst whome we have admytted and allowed John Lynche alias Turcke, to be a pursevant or messenger for this bourd and all other her majesties courtes : 1570-71. fol. 343b.

Forasmuche as that many tymes chaunceth that the said pursevantes be sent for other mens causes either for disobedience of former letteres or to answere some other mysdemeanors by which the said pursevantes susteyne great cost and labor, as well of their horsses as themselves, we have thought it verye reasonable and doe hereby ordeyne that all persons upon whom the said pursevantes shall serve any proces from any court of recorde or to whome they shall bringe any lettere from us, the lord deputie, or from this bourd for any contempte, shall pay unto the pursevant that shall serve the proces or deliver the said lettere eche man according to his degree, videlicet,

Every archebishopp and earle, ten shillings ;

Every vicount, baron and bushoppe, six shillings, eightpence ;

Every knight degree twenty shillings ; every esquier and gentleman two shillings, sixpence ;

And every other person of meane degree twenty pence currant money of this realme.

And for every day that any man shall remayne in the keepinge of the said pursevant after the proces served or his lettere delivered before his appearance the party so remayning shall gyve unto the said pursevant in degree above said :

Every archebushope and earle, four shillings ;

Every visconte, barone, bushoppe, three shillings ;

Every knight two shillings ; every esquire and gentleman sixteen pence ;

And every other person of mean degree twelve pence of like money :

And the same some to be paied or agreed for before the partie be dischargd of his said appearance. Provided always that this order shall not extende to chardge any man that is sent for for the service of the queenes majestie without any former mysedemeanor or contempt made against hym :

And this our order to be observed as well of the partie of the pursevant, as of all others without any further demaund or refusall.

Yeoven the 22 of Marche, 1570-[71].

Robert Weston, canc.—T. Armachanus.—Adam Dublin.—John Plunket.—Lucas Dillon.—Francis Agard.

1570-71.
fol. 1b.

[CCLXXI.].—[1.].—The forme of the othe mynystred to suche as
be admytted to be of the king and queenes majesties counsell :

Ye shall sweare to be true and faythefull to our soverayne lord and lady, the kings and queenes majesties, and their counsell, to conceale and kepe secrete from tyme to tyme. And for the better furtherance of their majesties servyce to geve your beste advyse and counsaill. And in all thinges concernyng their highnes honor and proffyte to use suche diligeneye and cyrecomspectyon as to a true counsaillour shall appertayne. And that ye shall by no meanes consent to their disheryson or hynderances, but shall make declaracyon thereof to the lord deputie for the tyme beyng yf you have tyme therto, or otherwyse to such of their majesties counsaill as ar nexte to you, as well of that as all other mattiers that maye towche their majesties servyce or be prejudyciall in any condycion to their personnes, or to the person of their deputie for the tyme beyng. So helpe you God, in Christ Jesus, and all sainctes.

[2. Oath of supremacie:]

I, A. B., do utterlie testifie and declare in my consciens that the kings highnes is thounlie supprime governour of this realme, and of all other his highnes dominions and contries, as well in all spirituall or ecclesiasticall thinges or causes as temporall, and that no foren prince, person, prelate, state or potentate hath or ought to have any jurisdiction, power, superioritie, preeminence or auctoritie ecclesiasticall or spirituall within this realm; and therefore I do utterlie renownce and forsake all foren jurisdiccions, powers, superorities, and auctorities, and do promise that from henceforth I shall beare faith and trewe alliegeaunce to the kings highnes his heires and successors, and to my power shall assist and defende all jurisdictions, pryveleges, preeminences and auctorities graunted or belonging to the kings highnes hys heires and successours or united and annexed to the imperiall crowne of this realme: So helpe me God, in Christ Jesus, and by the contents of this booke.

Bothe these oathes are written in the end of the Blacke Booke, begininge 1571.

[3.].—The oath that shalbe ministred to Mr. William Ussher,¹ clarke of the counsell, nowe to be sworne this day, beinge the 25th of Marche, 1594:

fol. 2b.

Youc shall swere to the loyall and faithfull to our soveraigne lord the kings majestie, and to be secrett in all matters that shalbe handled in counsell, and whereof you shalbe made privy, or shall come to your knowledge; and for the better furtherance of his majesties service you shall use your best endeavour to dischardge your place and office of clarke of the counsell, whereunto by his majesties letteres patentés you are nowe preferred, and in all matters that maie touche his majesties service or be prejudyciall in any condycion to the state or common weale, and whereof you shall have any intelligence, you shall not faile but to make presente declaracion in every suche case to the lord deputie, or other chiefe governour of this realme for the tyme beinge, yf you shall have tyme thereto, or otherwise to suche of his majesties counsell as shalbe nerest unto you so helpe you God, etc.

¹ In margin, at head of fol. 1* : "I ended the table of all the particular matters contained in this book the 19th of September, 1609.—WIL: USHER."

Sir William Ussher's Table to the Council Book, Ireland,
1556-1570-71 :

	Page
[I.]—A proclamation for the payment of the kinges and queenes debtes, [Dublin, 27 May, 1556] - - - - -	1 fol. 1.
[II.]—A letter to the maior and constable of Carrickfergus, concerninge some victuals pertaineinge to Hugh Mac Nele Oge, and concerninge Phelym Baccagh's sonnes - - - - -	,, fol. 2.
[III.]—A generall hosteinge to begin at such time as the lord deputie should thinke fitt - - - - -	2 fol. 3.
[IV.]—A commission to take up corne for the provision of the forts of Leix and Offalie - - - - -	3 fol. 3.
[V.]—Instructions to John Baseinge and others, appointed to goe with the queenes shippes northward upon Scotland - - -	,, fol. 4.
[VI.]—The baron of Upper Ossory committed to the castle for his arrogansie and disobedience in a matter betwixt him and the erle of Ormonde - - - - -	4 fol. 5.
[VII.]—Order for the payment of sir Anthonie St. Legers debts, dureing the time he was deputie heere - - - - -	5 fol. 5.
[VIII.]—Order that the erle of Kildare shall keepe the fort of Dyngan in Offalie - - - - -	,, fol. 6b.
[IX.]—Letter to commanders of ships sent against the Scots -	6 fol. 7.
[X.]—What rates horsemen and footemen shall pay weeklie for ther owne dietts, ther horseboys and horses, videlicet 2s. everie horseman and footeman for his owne diett weeklie; everie horseboy, 7d. a weeke, and everie horse for day and night haveing six sheves double bande and hay and gray one penny, sterling -	,, fol. 7b.
[XI.]—Orders, taken at Knockfergus, August 10 [1556], to sir George Stanley, made then Generall of Ulster, with certaine commissioners whose advise he was to use - - - - -	,,
Note that the seconde of these orders was to maintaine the right of holy church, and to defend the ministers therof and to build churches - - - - -	,, fol. 8.
[XII.]—Indentures betwixt the lord deputie and councell, and the erle of Tirone and McDonnelle for maintenance of four hundred galloglas, and one hundred shott for a quarter for the defence of Ulster against the Scotts.—[Latin.] -	7 fol. 9b.
[XIII.]—A cesse of 3,100 beoves upon the lord's, captens, and gentlemen in Ulster, for the expulsion of the Scotts - -	8 fol. 10b.
[XIV.]—A protection, in Latin, to John O Neile, sonne to the erle of Tirone - - - - -	9 fol. 11.
[XV.]—Order, in Latin, betwixt Phelim Duffe and the sonnes of Phelim Bacaugh, for the division of the Clanndeboys, the one to have all on the one side the river, the other on the other side, except the castell of Belfast - - - - -	,, fol. 12.

		Page
fols. 8-13.	[XVI.]—Instructions to Andrew Brereton, Generall of Ulster, and others joyned in comission with him - - -	10
	Note the first for the church, as before.	
fol. 16.	[XVII.]—Order that sir William FitzWilliams shall deliver to sir Henrie Sidney the remaine of 2,500 <i>li.</i> , which he should have delivered to sir Edmond Rows, knight, then vice-threasurer	12
fol. 16b.	[XVIII.]—A note of the enteringe and discharge of capten Williamsons company - - -	”
	[XIX.]—A note expressinge such persons as are to sett forth and owe riseinge out to a generall hostinge, with the number of their men and the number of carts in every barony - -	13
fols. 17-21b.	Conferr this with the latter bookes, and the newe freedomes will appeare. Note that the totall to this hostinge was 642 horse and 662 kerne - - -	”
fol. 22.	[XX.]—Warrant to the erle of Kildare to deliver the fort of Dinghain to capten Henrie Cowley and William Derby, placed in the roome of gentleman porter in that fort, with one man in wages at eightpence sterling per diem - - -	18
fol. 22b.	[XXI.]—Commission to appoint watch to be kept in everie towne dureing the winter, with the penaltie for default - -	18
fol. 23b.	[XXII.]—Commission to hear a variance betwixt Henry Oneyle and Henry Dowdall - - -	19
fol. 24b.	[XXIII.]—Proclamation that noe corne shalbe carried out of the English Pale into the Irish countries, and that if any forrener buy any in the marketts the same to bee forfayte - -	20
fol. 25.	[XXIV.]—Articles then used to be annexed to the marshall law which seemed then to be granted to two or three - -	”
fol. 27.	[XXV.]—Order that the lord deputie may at all times cesse a holding upon the country, for reformation of Leix and other countries upon the borders - - -	22
fol. 27b.	[XXVI.]—Order for a cesse of wheat, malt, and beoves upon the country for furnishing the garrisons - - -	”
fol. 28.	[XXVII.]—Commission to Robert Dillon and John Plunkett of Donsoughley, to enquire of the hurts done by the erle of Ormonde and the barron of Upper Ossorys people, one against the other, and to certifie - - -	23
fol. 30b.	[XXVIII.]—A note of the submission of Connell Oge Omore and the rest of his sept; wherin they disclaimed all their right in Leix and tooke such parcell therof for rent as the lord deputie thought meete to give them - - -	”
fol. 32.	[XXIX.]—Order that commission shall issue to take the fifth pecke of everie farmer of porte corne to the kinge, payeing to the partie double the price he is to pay the kinge - - -	24
fol. 33.	[XXX.]—Order touchinge stolen goods and trackinge of them, with other things touchinge the apprehension of malefactors -	25

	Page	
[XXXI.]—Order to enlarge Saunders and Raubynson from prison at Dublin - - - - -	27	fol. 35.
[XXXII.]—Order to proclaime Rory and Donough Oconner traytors, and that the earle of Kildare, the lord of Delvin, Omulloy, and Magohegan shall follow the slantie they gave for them to the uttermost - - - - -	„	fol. 35b.
[XXXIII.]—The proclamation proclaimeinge the Oconnors traytors and offeringe rewarde for the heade of the chiefe of them; wherunto, for that it concerned the life of man, the archbushop of Dublin, then lord chancellor, and the bushopp of Meath would not consent, least they should incurre the danger of irregularitie - - - - -	29	fol. 38
[XXXIV.]—Proclamation chargeinge ali such as had any of the proclaymed Oconnors goods or cattell upon [cummericke] or otherwise, should give notice therof to the lord deputie, or otherwise incurr the punishment provided for maintainors of rebels - - - - -	30	fol. 39.
[XXXV.]—Order for generall musters for levieinge of labourers to be sent to Offaly to cutt passes and mend toughers - - - - -	„	fol. 40.
[XXXVI.]—Order betwixt the baron of Donganon and Shane Onele - - - - -	31	fol. 41.
[XXXVII.]—Order for takeinge of labourers to cutt passes and mend toughers in Leix, Offaly and other places, upon the charge of the country - - - - -	32	fol. 42.
[XXXVIII.]—Coppie of the letter commandinge the said laborers to bee mustered - - - - -	„	fol. 43.
[XXXIX.]—A direction and commission for generall musters - - - - -	33	fol. 43b.
[XL.]—A proclamation for the victualinge of the souldiers, in theire throughfare, for money, with the order how - - - - -	„	fol. 44.
[XLI.]—Indentures, in Latin, betwixt the lord deputie and councell and William Ocarroll, made capten of Ely - - - - -	34	fol. 45.
Note the first article for maintenance of the Church; note his rent 12l. yearlie, his riseinge out: twelve horsemen, and twenty-four kearne, bonaght for eighty galloglasses for a quarter, and 120 coves to the lord deputie for makeinge him capten. - - - - -	„	
[XLII.]—Order betwixt Brian, Offerrall and Fiaughe McTege for the captainship of Offerrall Banes country - - - - -	35	fol. 46b.
[XLIII.]—Generall hosteinge to begin the 2 of August [1557], 3 and 4 of Phillip and Marie - - - - -	36	fol. 47b.
[XLIV.]—Act that the overcharge upon the country of the Englishe Pale to the two last generall hostinges shall be noe president - - - - -	„	fol. 48.
[XLV.]—Indentures betwixt the lord deputie and John Brimingham and his sonne, Walter, for the castell of Kenafadda - - - - -	„	fol. 48.

	Page
fol. 49b.	
[XLVI.]—Indentures, in Latin, betwixt the lord deputie and Barnabee Offarrall, capten of Offarrall Banes country - -	37
Note the first article for the Church; his risinge out: six horsemen, and thirty kearne; his rent fifty fatt beoves.	
fol. 51.	
[XLVII.]—Order that neither the Tooles of the Fertry nor of Glancry shall have any spendinge upon the tenants of Glancap, but that they shall stand onelie to such impositions as the lord deputie for the time shall lay upon them - - -	39
fol. 52.	
[XLVIII.]—Act to wage fifty kerne to goe to the generall hostinge - - -	„
fol. 53.	
[XLIX.]—A proclamation, in Latin, inhibitinge the reliefe of Denough Oconnor, and those that abandoned the castell of Mulighe, and for the good usage of those who weare laste to keepe it - - -	„
fol. 56.	
[L.]—A proclamation that none shall keepe, upon paine of one hundred pounds, any horseman or kearne of Leix, Offaly, Slemarge, or Glanmoulyry, for that they releved and joyned with the rebels in the night although they appeared civill in the day -	41
fol. 57.	
[LI.]—Order that sir Henry Radclyf, leutenant of Leix and Offaly, may by himselfe or his deputie procecute any the dwellers, upon the borders of those countryes, whom hee cann prove did assist the rebels - - -	42
fol. 58.	
[LII.]—A cesse of corne and beoves upon Meath, West Meath, and Kildare, for furniture of the fortes in Leix and Offalye - - -	„
fol. 58b.	
[LIII.]—Order that sharpe warr shalbe made upon Shane Onele, to bee from time to time ordered as the lord deputie should thinke fitt - - -	43
fol. 59.	
[LIV.]—Order on the spoyleing, burneing, and takeinge of a great quantitie of victualls fownde at Armagh, the first jorney made upon Shane Onele - - -	„
Note what a superstitious care they had of the holy places, images, and other ornaments of the church.	
fol. 59b.	
[LV.]—Another cesse upon the counties of Meath, Westmeath, and Kildare, for the forts in Leix and Offaly - - -	„
fol. 60.	
[LVI.]—A proclamation that none shall carry corne out of the Pale into Irishmens countries, nor noe forreners to buy the same in marketts upon paine of forfeiture - - -	44
fol. 61.	
[LVII.]—Order that 200 <i>li</i> . sterlinge shalbe taken up in Meath, which, with the default of the Polles kerne, is to be delivered to the thresurer to bee employed for wageinge of kernes as the lords justices, in the absence of the lord deputie, should thinke good -	„
fol. 61.	
[LVIII.]—Order betwixt Francisco Dies, Spaniard, and Henry Corneilson, defendant, for certaine merchandize - -	45
fol. 64.	
[LIX.]—Aug. 10, 1557.—Pledges taken of sundry the Irish in Leinster - - -	47

1557-8, Feb 6.—Sir Henry Sidney, lord justice :

	Page	
[LX.]—An act wherby promise is made to Tibot Omolloye (upon the revoulte of his brother, Arte) to be cheife capten of Ferkeall - - - - -	47	fol. 65.
[LXI.]—Indentures, in Latin, betwixt the lord deputie and Omolloye - - - - -	„	fol. 66.
Note the first concerninge religion. Note his riseinge out : four horsemen, twelve kerne, bonaught for halfe a quarter of a yeare to a battayle of galloglasses; one hundred beoves for his name of captaine.		
[LXII.]—A cesse upon the country for a proportion of corne to the forts in Leix and Offaly - - - - -	49	fol. 68.
Note a marginall note why the countie of Dublin is cessed equally with Meath.		

1558.—Earle of Sussex, lord deputie :

[LXIII.]—Orders for watches and beacons upon the sea-coast, and for the bodderagges betwixt the Pale and Orayly -	50	fol. 69.
[LXIV.]—Order for the lord Power - - - - -	51	fol. 70.
[LXV.]—Order betwixt Anthony Colclough and Phillip Isam, for the mannor of Rosegarlande - - - - -	„	fol. 70b.
Note that Colclough, after the cancellinge of his lease, was restored to the possession upon a constat.		
[LXVI.]—Order for removeinge Gerrald McOliver Fitzgerrald [from] forcible possession in the castell [of] Ardenegraghe in Dillons country - - - - -	52	fol. 72.
[LXVII.]—Order to mayor of Waterford, 1558, in relation to ship from Antwerp] - - - - -	„	fol. 72b.
[LXVIII.]—Orders, in Latin, betwixt Orayly and the State -	53	
Note, one article is that he shall cause the queenes money to passe in his country accordinge the value therof; belike it was copper.		
[LXIX.]—A generall hostinge, to sett forth within ten days after proclamation - - - - -	54	fol. 75.

1558.—Sir Henry Sidney, lord justice :

[LXX.]—Order for one hundred kerne to lye upon the borders of Meath, next Offaly, at the charge of the country for six weekes - - - - -	55	fol. 75b.
[LXXI.]—Order that Thomas Fleminge shall have the leadinge of a hundred of the Polles kerne into the North at <i>vid.</i> sterling apeece per diem, where their pay to hostinges is but <i>ivd.</i> sterling	„	fol. 76.
[LXXII.]—An oath taken by the erle of Thomond and the gentlemen of Thomond - - - - -	56	fol. 76b.
Note this one article—to be true and faythfull friends to the citie of Limericke.		

	Page
fol. 77b. [LXXIII.]—Variance betwixt the earles of Ormonde and Desmonde, concerninge the prise wines of Youghall and Kinsale and the limits of the liberties of Tipperary - - -	57
fol. 79. [LXXIV.]—Recognizance [in Latin] of 200 <i>li.</i> acknowledged by the erles of Desmonde and Ormonde for the performance of a paire of indentures concerninge the variances before - - -	„
fol. 79b. [LXXV.]—Indentures betwixt the erle of Desmonde and the lord Roche; wherby the lord Roches country is freed from the erle - - - - -	58
fol. 81. [LXXVI.]—Indenture betwixt the erle of Desmonde and Teige McCormocke; wherin the erles clayme to Muskerri in right of his lady is mencioned - - - - -	59
fol. 82b. [LXXVII.]—Indentures, in Latin, betwixt the State, the erle of Clanrycarde and the towne of Gallway, for good orders to be kept betwixt the saide towne and Clanrycarde - - -	60
fol. 86. [LXXVIII.]—Order deposing William Ower Okarwell from the captenship of Ely, and makeing Teige Okarwell capten; in which the breyhouns have libertie to end causes - - -	63
fol. 87. By this order the lord deputie and earle of Ormonde doe become slanty, to pursue the breakers therof to the uttermost. [LXXIX.]—Notes on sureties for Omore and Omolloy.]	64
fol. 87b. [LXXX.] Order that New haggarde in the baronie of Kenles, in the countie of Meath, shall beare with the country charge - - -	„
fols. 88–91. [LXXXI.]—Kinge Henry VIII.: letteres for two goshawkes and four greyhounds to the marquis of Saria and his sonne, yearlie out of this kingdome; with like letteres patents from king Edward VI., and kinge Philipp for the same - - -	„
1558.—Sussex, lord deputie :	
fol. 92. [LXXXII.]—Cesse of corne upon the Pale, and of beoves and swine upon the Irishe countries, for the provision of the garrisons - - - - -	66
fol. 94. [LXXXIII.]—An act for deliveringe a new great seale to Hugh [Curwen], lord archbushopp of Dublin, with cancellinge and defaceinge the old seale, and on deliveringe likewise of newe seales to the fowre courts - - - - -	68
1558–9.—Sir Henry Sydney, lord justice, primo Elizabethæ :	
fol. 95. [LXXXIV.]—Indentures betwixt William Ower Ocarwell and the State - - - - -	„
fol. 97. [LXXXV.]—Order betwixt the Offarrolls for halfe the tanisshippe which belonged to the captenshippe - - - - -	70
fol. 98. [LXXXVI.]—A generall hostinge, to begin the last of August, 1559, primo Elizabethæ - - - - -	„
fol. 99. [LXXXVII.]—Commission to trie challenges betwixt the baron of Upper Ossorie, and Edmonde Butler, capten of the countie of Kilkeny - - - - -	71

Page

[LXXXVIII.]—An act deferinge the generall hostinge before entered - - - - -	73	fol. 101.
[LXXXIX.]—An act for victualinge the fortes in Leix and Offaly; with the proportions of wheat, malte, beoves, and swine; wheate and beare malt, at 4s. sterling the pecke, oate malt, 2s. 8d. sterling the pecke, the beofe at 12s., porke at 2s. 8d. sterling - -	„	fol. 102.
[XC, XCI. ¹]—Memoranda on delivery of new seals for courts of law at Dublin - - - - -	75	fol. 103.
[XCII.]—Order on contribution from county of Dublin to general cess - - - - -	„	fol. 103b.
[XCII.A]—Form of order to cessors - - - - -	„	fol. 105.
[XCII.B]—An order indented betwixte the viscount Mountgerratt, Patricke Dene, sonne to Fowke Dene, named late baron of Cahire, and Thomas FitzHenry for four townes which FitzHenry challenged as parcell of Fausaughe Bentrie in the countie of Wexforde. The land is divided amongst them - -	76	fol. 107.
[XCIII.]—Order betwixt Francisco Dias, Spaniarde, John Neyle, and others of the merchantes of Waterforde - - -	78	fol. 109.
[XCIV.]—Order concerning beacons - - - - -	80	fol. 116.
[XCV.]—The forme of the commission, in Latin, for generall musters - - - - -	82	fol. 119.
[XCVI.]—The instructions to the same annexed - - -	83	fol. 120.
[XCVII.]—The names of the commissioners for musters in all the severall baronies in the five counties - - -	86	fol. 123.
Heere may you find the names of all the baronies.		
[XCVIII.]—Warrants to the captens of the galloglasses to have three hundred galloglasses in a readiness, and to take their bonaght upon Obirne, Omoloy, and the captens of the Annaly, for three monthes - - - - -	88	fol. 127.
[XCIX.]—A letter, in Latin, written to the Ofarralls for bonaught - - - - -	88	fol. 128
[C.]—A generall hostinge northwarde against Shane O'Neill - -	„	fol. 128b.
Observe here a due limitation of the carriages by the cartes as well to the country gentlemen that owe rising out, as to the lord leivetenant the counsellors and captens that followed him in the journey. - - - - -		fol. 128b.
[CI.]—An act for the speedie heareinge and orderinge of such bills and complaints as the lord lienutenant, should refer to any person or persons, signed by the lord leivetenant and grand counsell - - - - -	94	fol. 124.
[CII.]—Order betwixt the lord Power and the freeholders of the Powerne country at Waterforde for country charges - -	95	fol. 136.
[CIII.]—Order for the cessing of the countie of Waterford - -	97	fol. 138.

¹ The figures XCI., XCI.A, on pages 74-5, should be XC, XCI., as above.

	Page
fol. 140.	[CIV.]—Order betwixt the earles of Ormonde and Desmond, 1560 - - - 98
	Observe the strictness of those times.
fol. 143b.	[CV.]—Order on cesses in county of Waterford - - 100
fol. 144.	[CVI.]—The forme of referringe bills in time of the erle of Sussex - - - 101
fol. 144b.	[CVII.]—Order for payment to be made to the country for corne and beoves sent to the forts and garrisons - - "
fol. 149.	[CVIII. 1.]—A testimoniall, in Latin, toucheinge the loss of a Dutch shipp, towards Federt - - - 103
	The master, factor and purser gave the thirde part of the goods by contract to the bushop of Fernes and two or three gentlemen more for their endeavors to save the rest - -
fol. 152b.	[CVIII. 2.]—A letter of attorney, in Latin, concerninge the goods which were in the said shipp - - - 105
fol. 154-5.	[CIX. 1, 2.]—A letter, in Latin, to Shane Oneyll to come to Drogheda with a protection in Latin - - - 106
fol. 156.	[CX.]—A generall hostinge in anno, 1560 - - - 107
fol. 157.	[CXI.]—A proclamation that noe graine be carried out of the English Pale till the forts and garrisons be provided - - 108
	[CXII.]—Act for victualinge the forts and garrisons, to which the five counties weare charged with 3,269 peckes wheate, and 4,880 pecks of mault or theyraboutes; the wheat and beare malte at 4s. sterling the pecke the oatemault at 2s. 8d. sterling. An allowance to the country for carriage of the said corne. A cesse of two peckes of wheat, and three peckes of maulte, the third parte beare maulte upon every ploughlande in the five counties for furniture of the household of the lord leivetenant - 110
fol. 157-9.	[CXIII.]—Three hundred souldiers sent out of Englande upon theyr full pay to be discharged by reason of the generall quiet - "
fol. 160.	[CXIV.]—A letter to the cessors for placeinge the souldiers; with order what shall be allowed for man and horse - - "
fol. 161.	[CXV.]—Order for laborers, garrans, and carrs to bee sent out of the five counties to Leix and Offaly for building the forts 111
fol. 162.	[CXVI.]—A proclamation upon the fall of the base coyne in England, declareinge how those coynes should be valued heere - 112
fol. 163.	[CXVII.]—A custodie of certaine lands in Connaught to Walter Hope, in regard he discovered them to bee parcell of Kilmainam, wherof after he was to have a lease - - - 113
fol. 164.	[CXVIII.]—Act to give Kedaghe and Calloughe, the sonnes of Rory Omore, in respect of their fathers fidelitie, twenty pounds yearelie, le peece, to maintaine them at Oxforde for three yeares - - - "
fol. 165.	[CXIX.]—A letter concerninge the base coynes, and that they are to passe heere as they weare first proclaymed - - 114
fol. 166.	[CXX.]—A proclamation inhibitinge the bringinge of the base coynes of England into this realme, after their fall in England - - - "

Page

Observe the meanes used to find out what monies were brought.

[CXXI.]—A proclamation for punishinge of merchants and such as have anythinge to sell that doe indent and bargain before they make price what coyne they will receive for payment 116 fol. 167b.

[CXXII.]—Order that noe monie but wares shalbe paid to any marchant stranger for such commodities as are brought thither, unlesse he enter into bonds to employ the monie in commodities - - - - - 117 fol. 168b

[CXXIII.]—A proclamation inhibitinge the transportation of monie out of this realme - - - - - „ fol. 169b.

[CXXIV.]—Copie of the queenes letteres for sir William Fitzwilliams to be lord justice, in absence of the lord leiuetenant, directed to our right trustie, and right welbeloved and to our trustie and welbeloved our counsellors and States of our realme of Irelande - - - - - 118 fol. 170b.

[CXXV.]—Order for sendinge garrans, laborers, and carres out of the countie of the Pale, to make certaine fortificacions, trenches and toughers in Leix and Offaly - - - - - „ fol. 171.

[CXXVI.]—Proclamation declareinge the value of the coynes how they should be taken heere - - - - - 119 fol. 173.

[CXXVII.]—Proclamation inhibiting the transportation of coyne - - - - - 121 fol. 174b.

[CXXVIII.]—Order establishinge the rate of the redd Harpe and Rose halfpenny - - - - - 122 fol. 175b.

[CXXIX.]—Generall hostinge, 1561 - - - - - „ fol. 176.

[CXXX.]—Act abolisheinge the cheife captenry of the three seiptes of galloglasses, but that they should bee alike - 123 fol. 176b.
Note castinge the dice for the indifferent leveinge their bonnaght.

[CXXXI.]—A cesse of wheate, mault, beofes, and other provisions for the forts of Leixe and Offaly - - - - - „ fol. 177.

[CXXXII.]—Another cesse for the forts and garrisons - 125 fol. 179.

[CXXXIII.]—An act for retaineinge in pay some souldiers which were discharged - - - - - 127 fol. 181.

[CXXXIV.]—Instructions under the queens hand to sir Ni olas Arnold, knight, to take the musters of the companys in pay, grownded upon William Breninghams information - „ fol. 181b.

[CXXXV.]—Generall hostinge, 1563 - - - - - 128 fol. 183.
Note the first conversion of cartes into garrons, after the rate of five garrons for each carte.

[CXXXVI.]—Instructions to certaine commissioners to parle with the Moores - - - - - „ fol. 183b.

[CXXXVII.]—Resolutions for the prosecution of the Omoores - - - - - 130 fol. 184b.

	Page
fol. 186.	[CXXXVIII.]—Copie of the queens letter for sir Nicholas Arnolde to bee justice, 1564, the sixth yeare of her ruigne - 132
fol. 186b.	[CXXXIX.]—Letter from the lords, signifieinge the peace made with France - - - - - "
fol. 187.	[CXL.]—A remembrance of the deliverie of certaine instructions, toucheing the earle of Desmonde, to sir Thomas Cusake, with the queenes letter toucheinge Cormocke Oconor - - 133
fol. 187b.	[CXLI.]—Letter to the earle of Kildare, toucheinge the bonaughte upon the Annalye - - - - - "
fol. 188.	[CXLII.]—Another letter toucheinge the same matter - 134
fol. 188b.	[CXLIII.]—The election of sir Nicholas Arnold to be lord justice - - - - - "
	Observe that notwithstanding her majesties letters, the lord chancellor issued writts to the lords and others who have to doe with the said election, according the ancient usage.
fol. 189b.	[CXLIV.]—An opinion of the lord justice and counsell that in respect of the general quiet except the Moores, the army might be reduced to 200 horse, comprehendinge therin 92 horse graunted to officers by letters patents, and to 500 foote - 135
fol. 190b.	[CXLV.]—Warrant for an intertainement of three shillings per diem to Arte Oneill, base sonne of the baron of Donganon, in respect of his service, for himselfe and his three horsemen - 136
fol. 191.	[CXLVI.]—Answer to Odoneills peticion, 1564 - - - "
fol. 192.	[CXLVII.—VIII.]—Act for marshall law to be given to severall gentlemen in each countie - - - - - 137
fol. 194.	[CXLIX.—Order touching David Hay, of Wexford] - - 139
fol. 196.	[CL.]—Act for prosecution of the Omores and Oconnors - 140
	Note that the souldiers who weare removed out of the Pale to more fit places upon the borders where they weere to be victualled accordinge the markett those baronies where they weare before cessed, in the Pale, weare to beare the charge of soe much as those victuals cost, above that which the souldiers weare accustomed to pay.
fol. 196b.	[CLI.]—Act authorizeinge the lord chancelor and others in the absence of the lord justice to order all such matters toucheinge the State as the lord justice should write or send unto them in - "
fol. 197.	[CLII.]—Consultations toucheinge the service and defence of the country - - - - - 141
fol. 197b.	[CLIIA.]—New commission to John Tirell - - - - - "
fol. 198.	[CLIII.]—Act for continuing the cesse of 150 holding kerne upon the county of Dublin for three weekes - - - "
fol. 198b.	[CLIV.—Orders at Dublin, 26 October, 1564] - - - 142
fol. 199.	[CLV.]—Order for holding kerne in several counties against the Oconnors - - - - - "

Page

[CLVI.—Orders for defence of the borders against the Omoores]	-	-	-	-	-	143	fol. 200b.
[CLVII.—For beoves and swine for the forts : 1,340 beoves, 610 swine]	-	-	-	-	-	„	fol. 201.
[CLVIII.—Orders on government of forts of Philipptown and Maryborough]	-	-	-	-	-	144	fol. 202.
[CLIX.—Order for liberation of pledges of earl of Desmond]	-	-	-	-	-	„	fol. 202b.
[CLX.—The countie of Leix and the borders and forts thereof committed to the government of the earle of Ormonde]	-	-	-	-	-	„	fol. 203.
[CLXI.—Resolutions by lord justice and council, December, 1564 : 1. On cesses ; 2. Kern and boys for the earl of Kildare ; 3. Pinnacle at Howth]	-	-	-	-	-	146	fol. 206-7.
[CLXII.—Warrant or concordatum to the treasurer to disburse monies for her majesties service, otherwise than he was formerlie directed from the queen]	-	-	-	-	-	148	fol. 208.
Sir Henry Sydney, sworne lord deputie, the 20 of January, 1565[-6.], viii. of her majesties reigne :							
[CLXIII.—Order for levyinge upon the Obyrnes a yeares bonaght for 8 sparrs of galloglasses at ten markes every sparr]	-	-	-	-	-	149	fol. 209b.
[CLXIV.—Order betwixt the lord of Upper Ossory and Occarrall, for termination of variances]	-	-	-	-	-	„	fol. 210.
[CLXV.—Order betwixt Nicholas Harbert and Hugh McShane]	-	-	-	-	-	150	fol. 210b.
Note that soe much as concerneth the person of the said Hugh in taking this prey of sir Francis Harbert and killing some of his men put to arbitrators ; the rest to be certified.							
[CLXVI.—Order betwixt Omolloy and one of the captens of the galloglasses for preys taken on their side put to arbitrators]	-	-	-	-	-	151	fol. 211.
[CLXVII.—Bonnaght mitigated for once to Occarrall ; Omagher is to contribute to his charge]	-	-	-	-	-	„	fol. 211b.
[CLXVIII.—Order on complaint of sir Edmond Butler against Oliver Fitzgerald]	-	-	-	-	-	152	fol. 212b.
[CLXIX.—Order for Hugh McShane to bring pledges to the lord deputy at Dublin]	-	-	-	-	-	153	fol. 213.
[CLXX.—Following of an appeal against Morough McDowle, put to arbitrament]	-	-	-	-	-	„	fol. 213b.
[CLXXI.—A generall hostinge to begin the 15 of August, 1566]	-	-	-	-	-	154	fol. 214.
[CLXXII.—Order on variances between the earl of Desmond and sir Morrice Fitzgerald]	-	-	-	-	-	„	fol. 215.
[CLXXIII.—Order on complaint of baron of Donboyne against Piers Butler and Patrick Shirloge]	-	-	-	-	-	155	fol. 216.
[CLXXIV.—Copy of letter of the earl of Kildare]	-	-	-	-	-	156	fol. 217.

	Page
fol. 217b. [CLXXV.—Submission of Lysagh Mac Kedagh Omore and his brother]	156
fol. 217.* [CLXXVI.—Order on complaints of OKelly and the earl of Clanricarde]	157
fol. 218. [CLXXVII.]—Justification of spoyles and burneings by reason of slanty broken	158
fol. 219. [CLXXVIII.]—An increase of fourpence per diem to each of the souldiers placed upon the borders, which charge was layd upon the country	159
fol. 220. [CLXXIX.]—Nine marks cheife rent upon MacCoughlan ordered to Omolaghlin in lieu of all demands and services, by indenture in Latin	160
fol. 221b. [CLXXX.]—A general hostinge against Shane Oneile Here shall you finde each mans charge to the riseinge out.	161
fol. 227. [CLXXXI.]—Commission to the baron of Delvin and others for gardinge the borders	167
fol. 229. [CLXXXII.]—An order for a contribution or cesse of corne and beoves upon the country	168
fol. 231. [CLXXXIII.]—The captenshipp of Omaddens country graunted to Hugh MacMolaghlin Ballagh Omadden Note his riseinge out and that hee payes yearlie twelve pence for everie quarter of land in his country to the exchequer.	169
fol. 232. [CLXXXIV.]—Order on petition of Thomas Leke for lands of Hugh Mac Callowe]	170
fol. 232b. [CLXXXV.]—Grant of lands in the Queens County to Lysagh Omoore and Kahier his brother]	171
fol. 233b. [CLXXXVI.]—Order for cesses on Waterford, Wexford, Tipperary and Kilkenny]	172
fol. 234. [CLXXXVII.]—Proclamation against Shane Oneill: 1,000 <i>li</i> . for his bodie, 1,000 markes for his heade, 500 <i>li</i> . to him that shall kill him, though he bring neither head nor bodie	,,
fol. 236. [CLXXXVIII.]—Proclamation against the releevors of the said traytor	174
fol. 237. [CLXXXIX.]—Letters, in Latin, to the chiefe lordes, borderinge upon Oneill	175
fol. 238. [CXC.]—Order for levyinge beeffes upon the armie repaireing to the hostinge	176
fol. 238b. [CXCI.]—Order for the safetie of the corne of the countie of Louth	,,
fol. 240. [CXCH.]—Agreement between the lord deputy and the captains of the galloglas]	177
fol. 240b. [CXCH.]—Note of the bonaghtes granted to the galloglas]	,,
fol. 241-2. [CXCV.]—Orders for defence of the northern borders against Oneill]	178-9

	Page	
[CXCVI.—Ordinances at Dublin by the lord deputy and council in relation to the earl of Clanricarde, MacWilliam Ewghter, Okelly, Burgk and Brimidgham.—Latin]	180	fol. 242b.
[CXCVII.—Order by lord deputy and council at Drogheda, 8 September, 1566, for men for defence of the English Pale]	183	fol. 246.
[CXCVIII.]—Articles of submission by Coll mac Bryan, captayne of Ferney	,,	fol. 249.
[CXCIX.]—Indenture betwixt the lord deputie and counsell and Calvatus Odönell	185	fol. 250.
Note one article for the queenes supremacie. Odonells rising out ; a fort at Derry.—[Latin.]		fol. 250.
[CC.]—Indentures betwixt the lord deputie and Donald Oconnor Sligo	187	fol. 252b.
Note the controversie for the castle of Sligo, and a yearlie rent claymed by the lorde deputie, the earle of Kildare and O'Donnell.—[Latin.]		
[CCI.]—The names of the townes in the counties of Dublin, Meath, and Kildare to bee free of all horse, to continue there to sojorne in respect of their throughfare	188	fol. 253b.
[CCII.]—Letters in behalf of Walter Hope for the gaol at Mollingar, and other suits	189–90	fols. 254, 255.
[CCIII.]—Depositions and orders toucheinge the freedomes of Cottlanstowne and Castletone	191	fol. 256.
[CCIV.]—Indenture betwixt the lord deputie, and Hugh O'Rely, capten of the Brenny.—[Latin]	193	fol. 259.
[CCV.]—A letter, in Latin, from OConnor, Sligo, to the lord deputie	195	fol. 260.
[CCVI.]—A letter from the lords of the council [in England] in behalfe of some maimed souldiers for their releife dureing theyr lives	196	fol. 261.
[CCVII.]—A warrant for sixpence Irish per diem to each of the maimed souldiers dureing their lives, to be paid out of the revenue	197	fol. 261.
[CCIX.]—The submission of Tirlaghe Lenaghe Oneile wherin he renounceth the name and dignitie of Oneile	,,	fol. 262b.
[CCX.]—The submission of Tirlaugh Braselaugh Oneile	199	fol. 264.
[CCXI.]—The submission of Tirlagh Oneile, alias Tirlagh McHenry McShane	200	fol. 266.
[CCXII.]—A letter from the lord president and counsell of Connaght, toucheinge the disorders of the erle of Thomonde	201	fol. 268.
[CCXIII.]—A letter from the lord deputie to the erle of Thomond	204	fol. 270.
[CCXIV.]—Another letter to the erle of Thomonde	,,	fol. 270b.

	Page
fol. 271.	[CCXV.]—A letter from the erle of Ormonde to the lorde deputie, signiffeinge his proceedings with the erle of Thomonde - 205
fol. 272.	[CCXVI.]—The offers and humble requests of the erle of Thomonde - - - - - 206
fol. 273, 274b.	[CCXVII. 1, 2.]—A letter to the earle of Ormonde, touchinge the proceedings of the erle of Thomonde; with offers of agreement to bee propounded unto him - - - - - 207
fol. 275b.	[CCXVIII. 1.]—The queenes first letter touching the erle of Thomonde - - - - - 210
fol. 278.	[CCXVIII. 2.]—The queenes second letter touching the earle of Thomonde - - - - - 212
fol. 278b.	[CCXIX.]—The submission of Conor, earle of Thomonde - „
fol. 279b.	[CCXX.]—The surrender of the the erle of Thomonde.—[Latin] 213
fol. 280b.	[CCXXI.]—Articles for order touchinge the erle of Thomonde 214
fol. 281b.	[CCXXII.]—An entry of such speeches as the earle of Thomonde was charged to have used to the queen of the lord president of Conaught which he recanted - - - - - 215
fol. 282.	[CCXXIII.]—A letter to the lords of the council in England, toucheinge the proceedings with the erle of Thomonde - - - 216
fol. 283b.	[CCXXIV.]—Commission to parly with Tirrillogh Leonaghe - 217 Note in the fifteenth article the fort of Lough Sidney.
fol. 285b.	[CCXXV.]—The orders taken by the commissioners with Tirrillogh Leonaghe.—[Latin] - - - - - 219
fol. 287.	[CCXXVI.]—Indenture betwixt the lord deputie and Donald Oconnor Sligo - - - - - 220
fol. 288.	[CCXXVII.]—Indenture betwixt the queens majestie and Brien McCahir McArt Cavanagh of Slaght Dermot Lawdarage - „
fol. 300.	Observe the covenants for freeing them from contributing with the counties of Wexford or Carlaugh in any charge and from bonagh of galloglasse.
	[CCXXVIII.]—A generall hostinge, June, 1567 - - - - - 222
	Doctor [Robert] Weston and sir William FitzWilliams, lords justices, anno 1567.
fol. 307b.	[CCXXIX.]—A hostinge of a hundred and fiftie kerne and ten horse agreed upon [9 January 1567–8] to follow the Moores, at twopence Irish each kerne per diem, and sixpence Irish each horse - - - - - 223
fol. 308b.	[CCXXX.]—A cesse of two hundred garrans upon the five counties to furnish two hundred horse and two hundred foote into the North. Westmeath wont to pay ther carriages in money, 1 March 1567–8 - - - - - 224
fol. 309.	[CCXXXI.]—A generall hostinge with provision that without urgent occassion by war in the North, or comeinge of the Scotts it shall not be converted into mony to any other uses, 1568 - - - - - „

Page

- [CCXXXII.]—A letter to the lords of the council in England,
for erecting a free schoole in Galway - - - 225 fol. 302b.
Observe the whole letter well written in a good cause :
Note one of the lawes of Galway that none shall beare any
office ther before he speak English.
- [CCXXXIII.]—A letter from the bishopp and chapter of
Fearnese concerning their residence at Fearnese - - - 226 fol. 311b.
- Sir Henry Sidney, June, 1569 :
- [CCXXXIV.]—A generall hostinge - - - 227 fol. 312.
- [CCXXXV.]—The maior of the cittie of Dublin, Michaell
Bee, committed to the castle of Dublin, for disobeying the lord
deputies commandment, fined in one hundred pounds, Irish, and
after two days enlarged - - - „ fol. 312b.
- [CCXXXVI. 1.]—An act for proclaimeinge sir Edmund,
Edward and Piers Butler, rebels, if they appeared not by a day 228 fols. 313, 314.
- [CCXXXVI. 2.]—Transcript of preceding order - - - 229 fol. 314.
- [CCXXXVII.]—An entry of the delivery of certaine writts
by Edmund Molyneux, cleركة of the counsell - - - „ fol. 314b.
- [CCXXXVIII.]—Act of counsell authorisheinge the lord
deputy to increase the garrison - - - „ fols. 315–316.
- [CCXXXIX.]—A letter from the lords toucheinge the lord
Mountjoye for digginge for and making of allam, etc. - - - 230 fol. 316b.
- [CCXL.]—A cesse of beeves upon the five counties - - - „ fol. 317.
- [CCXLI.]—An entry of a freedome of forty acres to John
Lie, the interpreter, in respecte of maintaineinge a bridge upon
the Blacke water, in countie Kildare - - - 231 fol. 317b.
- [CCXLII.]—A generall hostinge for 21 days converted into
money - - - „ fol. 318.
- [CCXLIII.]—Order for the release of Thomas Stucley,
prisoner in Dublin castell - - - 232 fol. 319.
- [CCXLIV.]—Protection by the erle of Ormonde to his
brethren, sir Edmund, Edward and Piers Butler - - - 233 fol. 320.
- [CCXLV.]—The queenes letter touching the earle of
Ormonde and his brethren - - - „ fol. 321.
- [CCXLVI.]—Act for committinge sir Edmund Butler to the
castle of Dublin upon his brother, Piers his escape - - - 234 fol. 322.
- [CCXLVII.]—A generall hosting converted into money to
wage kerne - - - 236 fol. 323b.
- [CCXLVIII.]—A cesse of oates after the rate of sixteen-
pence, Irish, the pecke - - - „ fol. 324.
- [CCXLIX.]—The queenes letter touching certaine sute and
petitions of the erle of Ormonde - - - 237 fol. 324b.

	Page
fol. 327.	[CCL.]—The submission of the Cavenaghcs, with their ex-aminacions - - - - - 238
fol. 328 <i>b</i> .	[CCLI.]—Order on generall hostinge - - - - - 239
fol. 329.	[CCLII.]—A submission of others of the Cavenaghcs, with their pledges - - - - - 240
fol. 329 <i>b</i> .	[CCLIII.]—Proceedings in relation to Omores - - - - - 241
fol. 330.	[CCLIV.]—Order for Aldermen of Waterford - - - - - „
„	[CCLV.]—Letter and commission to the earle of Ormonde - - - - - „
fol. 331.	[CCLVI.]—Comission on variances betwixt Sir Barnaby FitzPatrick and Sir William Ocarroll - - - - - 242
fol. 332 <i>b</i> .	[CCLVII.]—Order betwixt Teige Odonne and Tirrelaughe ODoine which if they did breake they entred into bonds to forfeite 300 kine, 200 to the queen and 100 to the lord deputie - 244
fol. 333.	[CCLVIII.]—The lord Mountgarrett commanded not to departe his lodgeinge in Dublin till the lord deputies pleasure be known - - - - - 245
fol. 333 <i>b</i> .	[CCLLIX.]—The submission of sir Edmond Butler and Piers, his brother - - - - - „
fol. 334.	[CCLX.]—A letter to the lords of the council in England for erection of an universitie in this kingdom. Dublin, 4 March 1569-70 - - - - - 246
fol. 335.	[CCLXI.]—A concordatum for freeing the erle of Ormondes lands from cesse - - - - - 247
fol. 335 <i>b</i> .	[CCLXII.]—A letter to the mayor and corporation of Waterford - - - - - 248
fol. 336.	[CCLXIII.]—Order concerneinge twelve sparrs [of gallo-glasses] in the countie of Wexford which were taken above the sixscore sparrs of bonought due upon that countie, but now ordered to bee parcell thereof - - - - - „
fol. 337 <i>b</i> .	[CCLXIV.]—A generall hostinge - - - - - 249
fol. 338.	[CCLXV.]—Certificate on rents and customes received by the capten of the Birnes in Sylelo - - - - - 250
fol. 338 <i>b</i> .	[CCLXVI.]—Duplicate of No. CCXX. p. 213 - - - - - „
fol. 339 <i>b</i> .	[CCLXVII.]—Order for cesse of oats to be delivered to Thomas Might - - - - - „
fol. 340.	[CCLXVIII.]—The humble submission of the erle of Clancahir, otherwise called MacCarty More - - - - - 251
fol. 341 <i>b</i> .	[CCLXIX.]—An order for John Horne, of the cittie of Gloster, against the inhabitants of the towne and countie of Wexford, concerneinge 90 <i>li</i> . taken out of a barke in the river of Wexforde, the master whereof was slaine and some of the company hurt, the actors whereof could not be knowne - - - 253
fol. 341 <i>b</i> .	Note the remedie given - - - - -

[CCLXX.]-Order for the pursevents fees from all degrees - Page 254 fol. 343.

[CCLXXI.]- (1.) The forme of the othe mynystred to suche as he admytted to be of the king and queenes majesties counsell. (2.) Oath of supremacie. (3.) The oath that shall be ministred to Mr. William Ussher, clarke of the counsell, the 25th of Marche, 1594 - 256 fols. 1b., 2b.

APPENDIX.

I.

A table to the redd counsell booke, beginning in king Henrie the eighths raigne, the thirty-fourth yeare [1542-3]:

Ordinances made in the castle of Baleingary by Thadus cecus . . . ¹ fol. primo.
and others, January 9, 1543-4.

Indentures betwixt the lord deputie and sir Odo ODonnell, knight, wherein he acknowledgeth that he inhabiteth the kings lands without payeing anything, and when the kinge shalbe pleased to reforme the kingdome hee would pay as much for those lands as any man.²-1531, May 6.

Sir Anthonie Sentleger, deputie.

The petition of the lord FitzWilliam Bourke, wherein hee desireth to have the fee farme of the towne of Gallway, Roscomon, the townes of Loghregb, Clare, Cloncashell, Ballesorwer, and Leytrom, which the said Fitz William Bourke built, to have in fee farme the cocketts of Sligo, Porterarde and Leighbourne, with other kreekes; to have the nameinge to the lord deputie men for all the sperituall liveinges within his rule, except bushopricks, to which he will nominate noe unlearned persons. The said McWilliam promiseth a rent of £10 fol. 4.
sterling per annum.

Ordinances and provisions made in the great parliament held at Dublin the 33 yeare of Henry 8. for reformation of the inhabitants of Thomond and connaght; wherin note many good statutes for the Church and common-wealth. fol. 7.

1541. July 2.-Indentures of agreement betwixt the O Carrolls for the captenry of Ely O Carroll. fol. 11

See the division made betwixt them.

1542. May 13.-Indentures betwixt Rory O Moore for the captenry of Lex. fol. 14, 25.

Note in the ende a division of —³ betwixt the capten and the constable of Catherlagh:

1541. August 14.-Indentures with Brian McMahon alias Bryan McMaghery. fol. 16.

Note in all these indentures a renounceinge of the Popes authoritie.

1542-3. Feb. 10.-The monasterie of the gray friers in Downe—unsuppressed: fol. 18b.

Quere, what is now become of it? Vide fol. 130b., where it seemes it was a cathedral church.

¹ MS. indistinct.

² See State Papers, Ireland, 1834, ii. 151.

³ Blank in MS.

fol. 19 1541-2. January 6.—The captenry of Fercall to Arthure O Mullmoye, upon the decease of his father, Charles :—I take the same now to be O Molloye.

fol. 20 Articles whereby Conatius O Neale binds himselfe; in the last he promisetith to build the churches in his commande.

fol. 22. A note of a concordat that the hospitall of the Maudlins, neere Killkenie, should not be suppressed.

fol. 22. A note of a concordat that the towne of Galway should be freed from appearence to the parliament.

fol. 22. An entry of an attornment betwixt lord FitzWilliam Bourke, capten and ruler of Connaght and Rowland, bushopp of Clonfert :

fol. 22b. There, likewise, a note of concordat for the not suppressinge of Killconell, in the diocese of Clonfert.

fol. 23. The like for the abbey of Cnochan, beside Gallway.

fol. 23b. The petition of Gerrald Kavenagh, of Ballymoare in Idrone.

fol. 24. Parcell of lands claymed by some of the Kavanaghs.

fol. 27. Submission of Maquillen :

fol. 28b. Note he desireth to be reputed an Englishman as his ancestors were and are : Three horses to the kinge yearlie and his risinge out.

Orders between O Neile and Phelim Rooe.

fol. 30. The submission of McDonnell, galloglasse : his risinge out : eighty sparrs.

fol. 31. O Neiles answer touchinge his submission and such name and lands as the kinge would give him.

fol. 32. 1542. May 24.—The submission of Hugh O Kelly, abbot of Knockmoy, in the diocess of Tuam :

fol. 33. Note that the parsonage of Gallway belongeth to this abbey. He promisetith to serve the kinge in Connaght with eighty horse accompanied of Scotts and sixty foote. He putteth in his sonne, Conner, pledge. A good abbot.

fol. 33. The submission of Owen McMorish Ochonor, captain of Ire : risinge out : eight horse ; to cut passes.

fol. 34b. The submission of James, earle of Desmonde :

Note a priviledge claymed by the earle of Desmonde, not to come to parliament, graund counsell, or within any walled town (since the beheading of his grandfather at Drogheda).

fols. 37, 38. John Gouldsmith and Dermitius Rian, batchelors of law and public notaries.

fol. 39. Order betwixt the lord of Upper Ossory and Rory O Moore, capten of Lex, concerninge Killena :

Note : O Moore hanged two of the tenants there which was put to the erige of the parson of Athy and James FitzGerralde. Quere, what the nature of erige¹ is.

fol. 40. Order betwixt Brian O Connor, capten of Offalie, and his brother Charles.

fol. 41. Order concerninge the killinge of O Toole by Tirlagh McShane.

fol. 43. Submission of Tady O Donn, capten of Oregan :

Note, his risinge out : twenty-four kearne, and a rent of six kine : yearlie. Quere, what Eastbrooke or Toghesuier² is ?

fol. 45b. Submission of Maguinnesse, witnessed by Robert Cooley, master of the rowles ; Thomas Walsh, one of the barons of the exchequer in England ; John Mynne and William Cavendishe, commissioners of he kinge.

fol. 47. Submission of O Donnell. His risinge out : sixty horse, 120 kernes.

fol. 49. Submission of Barnaby O Rourke :

¹ Ransom for murder or manslaughter. ² Lordship in Queen's county.

Note his oath to the supremacie ; his riseinge out of twenty-four horse, eight foot; the liveings of his country held by laymen to be presented unto by the kinge, 20*l.* rent yearlie, his pettie lords.

Indentures with the lord Barre, alias the great Barre, McCartie More, lord Roch, the O Suillivans, and many others in that part of Mounster :

fol. 52.

Note ther confederacy to be revenged upon those that shall breake the articles.

Submission of Kedagh O Molaghlinn, of Cloncolman : His risinge out : four horse and twenty-four kearne, and xlvjs. viij*d.* rent.

fol. 62*b.*

Submission of McQuillyn and O Cahan.

fol. 62*b.*

Note, the condicions for fishinge the Band.¹

14 July, 1543.—Order betwixt Conn O Neile, earle of Tyrone and O Donnell :

fols. 65, 68*b.*

Note : That neither of them is to have any authoritie out of Tyrone or Tirconnell ; ther contention for Euishowen. They renounce the Popes authoritie ; fine for contempt.

Order betwixt the O Carrolls and the erle of Ormonde :

fol. 70.

Note, that the erle of Ormonde is adjudged to have nothing to doe in Ely. Quere, what an erick² is :

Controversie referred to brehownes.

fol. 71*b.*

Two new seales sent out of England, the one for the great seale, the other for the exchequer, 28 March, 1543.

The two old seales defaced and sent into England.

fol. 72.

Con, earle of Tyrone, sworne of the kings privie counsell.

fol. 72*b.*

The risinge out of the countie of Tipperary (turned into money) and others, to wage kerne.

fols. 73*b.*, 74.

The carriages of the gennerall hosting turned into money after the rate of four plowland to a cart, and for evrie cart, 2*s.* viij*d.* per diem :

fol. 76.

Observe how this mony was disposed of :

Warrant for levieing this mony :

fol. 76*b.*

Order betwixt Conn O Neale, earle of Tirone, and Neale Connelaugh.

fol. 76*b.*

The castell of Coolerane to be delivered to the custodie of O Cahar. for the kinge.

fol. 79.

O Donells gifte to the kinge of halfe the coquet of Sligo, and halfe the heareings³ or other fish taken at Arran, Inisheninyeadrin, and one hundred beofes yearlie to the lord deputie.

fol. 80.

Morice [Murrough] earle of Thomond, sworne of the privie counsell, 35 Henry 8.

fol. 81.

A portion of Leinster allotted to John Travers, master of the ordnance, to rule, wherein the castell of Fearn is.

fol. 82.

The lord of Upper Ossory committed to the cittie of Waterforde till he make restitution of some preys made in Leix.

fol. 82*b.*

Recognizances of the capten of Leix.

fol. 83*b.*

Newcastle in the Birnes [country] leased to sir Edward Basnet, deane of St. Patricks, for 21 yeares at 26*s.* viii*d.*, yearlie.

fol. 84*b.*

The Poules of the countie of Meathe.

fol. 85.

The septes of the Cavenaghs.

fol. 85*b.*

Poynings act touching the armeing of the country.

fol. 86*b.*

An oath of allegiance ministred to all such Irishmen as did submit themselves to the kings majestie.

fol. 87.

A proclamacion that noe sale of cattell other then on the markett day shall alter the propertie from the true owner.

fol. 88*b.*

¹ Bann, river in Ulster.

² Ransom for murder or manslaughter.

³ Herrings.

- fol. 89. 1543. Proclamacion against utteringe clipped money.
 fol. 89b. The duties of the capten of the kings kearne.
 fol. 90. Articles for the Cavenaugh's country :
 Note : Against cuddies ; order to follow stelth's ; against cane, ericke,
 the capten of the country to hange theeves taken with and to have 10s.
 fol. 90. of the lord deputie for everie one ; against glibb, etc.
 fol. 93. McMurroghs riseinge out : twelve horsemen, thirty kearne.
 O Realy, capten of Clonkeyle, did pay 20*d.* out of everrie plowlande
 fol. 94. of sixteen ploughland in the said cuntry.¹
 O Dwire did pay the like rent, and for his riseing out four horsemen
 fol. 94b. and twelve kerne :
 fol. 94b. Gillernow O Maghir the like.
 Hugh Bourke for Burghs country paid yearlie to the kinge 40*li.*
 fol. 94b. sterling, and for his riseing out : eighty galloglas and twenty horsemen.
 O Mullryane for the country Oney payd 40s. sterling, and for his
 fol. 95. riseinge out six horsemen and twelve kearne.
 Meyorris Bremincham, for everie carucate of land within Bremyn-
 fol. 95. chams country, 12*d.* sterling, yearelie.
 O Flarty for his country paid 5*li.* sterling yearlie ; for his riseinge out :
 fol. 95. forty kearne.
 O Bryne, for the country of Arre, paid sixpence Irish out of every
 fol. 95b. carucate ; riseing out : six horsemen and twenty-four kearne.
 Melaghlin O Maden paid yearlie for evrie plowland xij*d.*, Irish ;
 fol. 95b. to the hostinge : four horsemen, twelve kerne.
 Hugh O Maden paid 8*d.* sterling for everie plowlande ; to the hosting :
 fol. 95b. four horse, twelve kerne.
 Tybbott Bourke besides Limerike paid 8*li.* sterling yearelie ; to the
 fol. 96. hosting : twelve horse, 24 kearne.
 fol. 96. Art O Mollaghlen paid 4*li.* sterling per annum.
 Magohegan, for Kinaleagh to the hosting : four horse and twelve foote,
 fol. 96b. and four fat marts yearlie to the kinge.
 O Carroll paid 120 fat marts yearlie ; to the hosting : twelve horse,
 fol. 96b. twenty-four kearne.
 Barnard O Connor to send to the hosting a banner of horse and a
 fol. 96b. banner of footemen well armed.
 Tirlagh Roe O Connor, lord of Clonynyll, to pay yearly 8*li.* sterling ;
 fol. 96b. to the hostinge : six horse and twenty-four kearne.
 fol. 97. O Kennedie : twelve horse, twenty-six kerne to the hostinges.
 fol. 97. Hugh Roe McMahon : to hostinges twelve horse twenty-four kerne.
 fol. 97. McMorrice : to hostinges, in person, with eight kerne.
 Brian O Maghrie : to the hostinges into Ulster, sixteen horse and
 fol. 97b. thirty-two foote, and to any other place, eight horse and sixteen foote.
 Teige O Dwine : to the hostinge : twenty-four foote and six fat marts
 fol. 97b. to the kinge yearelie.
 Art O Molloy : to find such kearne and horse as the countie of
 fol. 97b. Kildare and Kilkennie are bounde to finde.
 Order betwixt therle of Desmond and Teige McCormocke for the
 fol. 98. castell of Carricke Novar.
 fol. 99. Subsidie of 30*li.* yearlie, out of the Pooren country.²
 Sragha : an exaction of money taken by great lords to beare their
 fol. 100b. charges in comeinge to parliaments, counsells or burgh townes.
 fol. 101b. Penaltie for contempt.
 fol. 103. Recognizances.
 The waste lands to be inhabited within a yeare or forfeited ; to such
 fol. 106b. as weare not able the kinge lent money.

¹ MS. indistinct.² See page 95.

- The castells of Fearnese and Eniscorthy, the kinges : post, 306.
 See this for the allottinge of lands to them. fol. 106.
 Maurice [Morrough] O Brien, earle of Thomonde, Donagh O Brien,
 baron of Ibrecane : fol. 108.
 Quere, how both are now in the erledome.
 A concordatium of a chappell called Garribride or house for lepers in
 Balliloughreogh. fol. 113.
 A concordatium for a remittal of the penaltie of the forfeiture for a
 recognizance to Gerrald Nugent, of Ballibrenogh. fol. 116.
 A fortresse built neere Kinsale by Phillipp Roche, in consideracion
 of a licence granted him to transport a certaine proportion of graine. fol. 117.
 1543-4, 4th Jan.—New seales to the kings bench and common pleas. fol. 117b.
 Indentures with Redmond McRory of Fearney : He renounceth the
 Pope ; he sends to the hostinges tenn horse besides himselfe and sixteen
 foote ; he paid 10*li*. yearelie. fol. 118.
 Orders for the rent of Low Leinster : fol. 120.
 See the distribution thereof to severall governors whereof John
 Brearton, a grand capten, was one.
 1543.—Articles agreed upon in counsell for the lord deputies goeing
 then into England to relate to the kinge concerninge the state of the
 whole kingdome : fol. 123.
 Note the opinion held then of Low Leins'ter ; the union of Loughseudie
 to the bishopprie of Meath.
 1544.—Instructions to the erle of Ormonde and others to goe into
 Clanrickarde, upon the death of the erle of Clanrikarde, to assure and
 settle the country. fol. 131.
 A letter to Charles FitzArthur for sendinge a wiche to the lord
 deputie, to be examined. fol. 133.
 William Brabazon, esquire, lord justice, February, 35 [Henry VIII.]. fol. 134.
 1543[-4], Feb. 23.—The kings letter for sendinge of three
 thousand kerne, one thousand to the north of England. fol. 134.
 Instruction to William FitzHarris and Andrew Brerton upon their
 goeing into O Donnell's country to assist him to take the castell of the
 Lyffer. fol. 136.
 The lord justice and counsell's bill for 500*l*. sterling borrowed of the
 lady Agnes St. Leger, the lord deputies wife. fol. 139.
 Two thousand sparres¹ in service for two dayes and two nights upon
 the baronies of the English Pale. fol. 143.
 An order that the citizens of Waterford shall for one yeare transport
 wooll to be died and returned. fol. 143b.
 Instructions to Francis Harbert, etc. fol. 143b.
 Thomas Ager going into Thomond to compound the variances
 [between] the erle of Thomond and the baron of Ybrecati, his sonne. fol. 144b.
 Indenture with Tadie O Carroll : fol. 146b.
 Note, 12*d*. out of everie carucate of land in Ely ; his risinge : twelve
 horse, twenty-four foote,—Scoticos, alias dictos galliglasses. Via arcta,
 a passe. fol. 146.
 Recognizances. fol. 149.
 Act for breaking the weares upon the Boyne betwixt Drogheda and
 Trim, and for the fishing of the river. fol. 150b.
 Murther and all other offences put to arbitrament. fol. 152.

¹ Of galloglasses, see page 88.

- fol. 158b. Recognizances taken before the lord deputie and other commissioners.
An entrie that the towne of Athenrie shall enjoy liberties of Galway,
- fol. 159. and they of Galway the liberties of Athenrie, according a decree.
Order for the captenshipp of Clanrickard, upon the death of Ullicke Bourke alias FitzWilliam de Burgo, the first earle of Clanrickard, during the minoritie of his sonne, and untill it were determined who was his lawfull heire male, for that he had three married wives at the time of his death.
- fol. 160. Recognizance of David Sutton of Kildare.
- fol. 167b. Recognizance of the lord of Baltinglasse for the lord of Upper Ossory.
- fol. 168. The towne of Leytrim given to Thomas Bourke, one of the erle of Clanrickards sonnes, during the minoritie of his heire.
- fol. 167b. An act of Parliament, made [1459-60], 38 Henry VI., for finding an archer for everie 20*l*. land which any nobleman or gentleman can dispend.
- fol. 170. The castle of Ballaughmore ordered to be delivered to Teige O Carroll, upon payment of the mortgage to the lord of Upper Ossory.
- fol. 171b. Recognizances.
- fol. 173. Adward indented betwixt the lord of Upper Ossory and O Moore, upon penaltie of one thousand kine, one halfe to the kinge, the other halfe to the lorde deputie: the lord deputie and counsell, slantie.
- fol. 173. Recognizances.
- fols. 176b., 177. Recognizances.
- fol. 179. 1545, August 24.—Order betwixt the erle of Tirone and O Donnell.
Note the rent of sixty kine out of Inishowen, adjudged to Tirone for observacion of the peace betwixt them. The archbushop of Armagh, the archbushop of Dublin, and all others the spirituall prelates and pastors are slantie who can thunder out the censures of the Church against the offenders. A proper use of the Church censures.
- fol. 181. Orders betwixt the erle of Ormonde and baron of Cahir.
Note, a Butler, baron of Chaire,² before him that was created in queen Elizabeths time. Note the cantred of Clonmell, how it should be charged, March last.
- fol. 183. Recognizance for restitution, fastness, moneys, leachcrafte, cost of those who pursue the goods.
- fol. 183b. Recognizances.
- fol. 184b. Fredome to Blackney of Rikenhore, not to receive any of the kings armie unlesse he will, in respect he is bound to hostings.
- fol. 186. The lord deputie would not licenee the merchants of Limericke to bargaine with certaine Frenchmen, being the kings enemies.
- fol. 186b., 187. Noe pledges to be taken of noblemen.
- [1545-6.] Sir William Brabazon, lord justice :
- fol. 189. Agreement in counsell that the lord deputie, with the armie, should goe into Leinster.
- fol. 192. Order that Tirrell of Fertullagh shall take noe exactions upon the country.
- fol. 192b. The erle of Tirone is licenced to intertaine as many of the kings subjects as will goe with him to assist John Brereton in regaining Oldcastell, which was taken from him by Neale Connolaghs sonne.
- fol. 194. Act authorizeinge the prosecution of Shane McRemond and Hugh McShane his sonne, in Cooleranill or Kilcoman, Ballynekenny, etc.
- fol. 194b. John Brereton, seneshall of the countie of Wexford, capten of fifteen archers on horsebacke and foote.

Order, upon the death of the erle of Ormonde, that the lord justice with the armie should draw into those partes.

fol. 195.

Sir Gerald McShane, prisoner in the castell, to attend the lord justice that journey, and to returne with him.

fol. 196, *vide*
197.

Sir Anthonie St. Leger, lord justice :

1546.—Prise wines in controversie betwixt Waterford and Rosse.

fol. 198b.

Hostages taken by the maior and his brethren of Gallway of the nobilitie and gentlemen of Clanrikard.

fol. 199.

Rising out according the statute¹ for everie 20*l*. a man to be kept armed within their houses readie at all arrayes.

fol. 199b.

Proclamacion against releeving of rebels.

fol. 203.

Sir Brian Johns, steward of Catherlagh.

fol. 204.

Dame Elinor, the erle of Desmonds sister, divorced from sir Richard Butler, had in recompence of all her marriage goods but one hundred marks :

fol. 204b.

The same ladie, married to Thomas Tobin, had but twenty marks yearlie for all her thirds.

fol. 205.

Order wherby the rule of the counties of Kilkenie and Tipperary are committed to the government of the lady dowager of Ormonde, sir Richard Butler, and others.

fol. 206.

Sir Edward Bellingham, lord deputie :

1548.—Order wherby the government of the counties of Tipperary and Kilkenie is given to sir Francis Brian.

fol. 210b.

Order for the customer of Galway.

fol. 211.

Carriages to the generall hosting turned into money.

fol. 212b.

The number of the plowlands in each of the five counties, with the number of the carts after three plowland to a cart, and being turned into money what they amount to.

fol. 213, post
217.

The Dorans challenge Cloghgrenan.

fol. 220.

Sir Anthonie St. Leger, lord deputie :

Direction for the apprehension of the two sonnes of the lord of Killcullen and others.

fol. 225.

Order that noe market shal be kept at Dromconragh, neere Ardie.

fol. 232.

A generall hostinge and the carriages to be converted into money.

fol. 233b.

[1548.] Sir Edward Bellingham, lord deputie :

John Parker, constable of the castle of Dublin, held Old Patricke,²

fol. 234b.

Proclamation that noe distresse shall be taken for debt.

fol. 236b.

Order for the rule of Leinster.

fol. 238.

A subsidie of 50*l*. yearlie due to the king out of Kilkennie :

Quere what is become of it now ?

A subsidie of 50*l*. yearlie in the countie of Tipperary.

fol. 243.

[1559.] Sir Francis Brian, lord marshall :

The countie of Dublin charged with carts to carry timber to the forte in Leix, after the manner of sending forth to an hostinge.

fol. 246.

¹ See p. 278.

² Holmpatrick, near Skerries, co. Dublin.

- fol. 246b. Order betwixt the captens of the galloglasse.
 fol. 248. Order betwixt the erle of Tirone, Maguire, and others of Ulster.
 fol. 249. Fernie noe parte of Tirone.
 fol. 251, 253. 1549.—Maguire exempted from Tirone.
 fol. 251b. Iniskene in Clancarroll adjudged to be the primates.
 fol. 255. Clandeboy exempted from Tirone.
 fol. 261. Dearly Rian, a worthish Irish learned man.
 A gifte of certaine lands betwixt Catherlaugh, and Leighlene and in
 fol. 265. Idrone made to the kings majestie and his heires for ever.
 1549, July 18.—Castell Finn built upon Twoe¹ Kinall Mohana, to
 which belonged the two Clanheyne, otherwise called the baronie of
 Clanheyne, which extendeth from the castell of Finn twelve miles
 fol. 268b. westwarde towards the mountaynes.
 The Liffer had a parte of the two Kinelmoghana and the two Tooes²
 or baronies called Lagan and Tirebrassell extending from Derry to
 fol. 269b. Liffer.
 fol. 273. The fort in Leix called the protector :
 Note the proportion of vittall sent thither :
 For a garrans travaile by the day 6*d.*, and for a driver 4*d.*
 1549.—Sir Francis Brian, lord marshall, chosen lord justice of this
 realme, 27th of December, third yeare of Edward VI. upon departure of
 fol. 274b. sir Edward Bellingham.
 Leix gotten by the sword, 3 Edward VI. :
 O Moore banished, and after haveing of the kings mercy gotten an
 100*l.* per annum, died, and a concordatum given his wife for twenty
 fol. 276. marks yearlie for her maintenance.
 Instructions to the archbushopp of Cashell for government of Ormonde³
 fol. 277. and all that parte of Leinster to the Shanen.
 Certaine abbies and manors evicted out of the kings hands by
 fol. 277b. O Carroll, by the negligence and mis-government of Walter ap Howell.
- Sir William Brabazon, 4 Edward VI., March [1549–50].
- Submission of O Carroll : his rising out : twelve horse, twenty-four
 foote to find eighty spars of galliglas for one quarter yearlie, either to
 be taken in meate or sent in money ; xij*d.* upon everie plowland in Ely
 O Carroll to the kinge for rent.
 fol. 278b. Earl of Desmond, lord tresurer of Ireland.
 fol. 281b. Order betwixt the erles of Desmond and Thomond : the proofes of
 many things done betwixt them referred to the examination of both
 theyr ladies and some others, whereof the ladies weare onlie of the
 quorum.
 fol. 282b. Bunrattie in the possession of Tirlaugh O Brien.
 fol. 285b. General hosting for thirty dayes.
 fol. 288.
- Sir Anthonie St. Leger, lord deputie, 4. Ed. VI.
- fol. 289 ; post 303b. The parcells belongeing to the lordship of Catherlaugh :
 Such as are exempt from the rule of Cahir McArte Cavanaugh :
 fol. 290b. Inishcorthy, Fearnese, Cloughamon, and Clonnogan, which large terri-
 fol. 291b. tories exempt from the Cavenaughes, and taken for the kinge.
 Order for buildinge the parish churches in the Cavenaughes country,
 fol. 292 ; post, and for mayntenance of divine servise, and against such as bring
 335b., 339b. provisions from Rome.
 fol. 292b. Against orderinge of causes by Brehoun law, but by arbitrators.

- Sir James Crofte, lord deputie, anno 1552. fol. 294.
- The earle of Tirone stayed in the Pale from goeing into Tirone. fol. 295.
- Order that noe letters, writings or orders of importance be signed before they bee read before the counsell. fol. 295b.
- Order that the lord chancellor shall stay all such grants signed by the lord deputie and counsell, wherein any parsonages or tythe doe passe: fol. 295b.
- Note it was not to bestowe them upon the Church. "
- Order concerninge Fearnese. fol. 298.
- Kinsallaugh held of the kings mannor of Fearnese by paying yearlie at Fearnese twenty fat marts, twenty good sheep, and twenty peckes of oates, of the countie Wexford measure. fol. 298.
- The clearke of the counsell to subscribe his name to all fiantes of pardons, and shall keep register of evidence of such pardon. fol. 299.
- Composition for concealment of felonie inhibited. fol. 301.
- The parcells belonging to the house of Leighlin. fol. 302.
- The customes and duties paid to the house of Leighlin. fol. 302b.
- The parcells which belonge to the castell of Fearnese. fol. 305.
- The parcells thought meet to belonge to Cloughamon, with the services. fol. 305.
- Order for inhabitinge the lands in O Morroues country. fol. 306.
- Note that if they be not inhabited by a time, they are content the shalbe forfeited to the kinge; order for bringing ther stud to a competent number for that they are cause of much waste.
- Indenture betwixt O Brien, earle of Thomonde, and sir Donnell O Brien, his brother, for a portion of land to the said sir Donnell. fol. 306b.
- General hosteing for thirty days. fol. 309.
- The earle of Tirone and his counsell committed to John Money, of Dublin, marchant, to be safelie kept, which he undertooke. fol. 309b.
- Sir John Allen, after he had beene lord chancellor, called before the lord deputies and counsell, touchinge some plate of the kinge of Portingales which came to his hands four yeares before. fol. 312.
- The castle of Belferside,¹ in the country about Carickfergus. fol. 313b.
- Mollogha holden of the baron of the Navan by knight service, who had Richard Teling, the heire, his warde. fol. 316b.
- Sir Thomas Cusake, lord justice, 6 Edward VI., Thomas Lockewood, deane of Dublin. fol. 320.
- A generall hostinge for twenty-one daye. fol. 320.
- Four hogghsheddys of salmon shipped for Englande seised on by the sheriffes of Dublin; valued at iiij*l*. each hogghshedd. fol. 321.
- Sir Anthonie St. Leger, lord deputie, primo Marie: fol. 322.
- Order for defence of Uriell. fol. 322.
- Order for payment of 40*l*. sterling to the lord deputie, which he delivered to O Connors daughter goeing into England. fol. 325.
- The armie and pensioners to be reduced to five hundred. fol. 325b.
- Pensioners kept in pay upon secret intelligence that upon their discharge they would turn pirates. fol. 325b.
- The armie, by instructions from the queene, to be reduced to five hundred, yet by advise in counsell, upon good grounds, the same was kept 1,060 stronge, four hundred and sixty horse and sixe hundred foote beside kearne. fol. 330.
- Lord of Houth sent into Lecale with a hundred horse to banish the Scotts. fol. 331.
- A generall hostinge for thirty dayes. Terens,² deane of Armagh, of the counsell. fol. 335.

¹ Belfast.² Terence Daniel.

- fol. 337. Cesse for reliefe of the souldiers upon the borders.
 fol. 339. Where the tract fayleth, there the goods stollen to be satisfied.
 fol. 340. Generall hosting converted into money.
 fol. 342. Henrie Cooley taken prisoner with the O Connors.
 fol. 344. Recognizance for the peace.
 fol. 345b. Order betwixt the earle of Thomond and Donalde O Bryane.
 fol. 347b. Disposition of lands in Offaly to the O Connors.
 fol. 350b. Direction to the erle of Kildare for prosecution of Phelim Ro.
 Controversie betwixt Edward Galway of Corke and Andrew Leysagh,
 fol. 353b. of Limericke, concerninge the bridge in Limericke.
 fol. 354. General hostinge for thirty-one dayes after four plowland to a cart.
 Prise wines of Rosse sequestred betwixt the erle of Ormonde and
 fol. 354b. them.
 Order, well drawne, after the manner of chancerie, betwixt certaine
 fol. 355b. merchants of Chester and Gilliam Pippine of St. Malous for a shipp
 laden with seeke taken by him.
 Order for dissolving the sequestration of the prise wines of Rosse and
 if the erle of Ormonde cannot shew better matter, the towne to enjoy
 fol. 359. the same.
 Sir Thomas Cusake delivered the great seale to sir Anthonie St.
 Leger accordinge the kings and queens letters, who delivered the same
 fol. 360. to William FitzWilliam.
 fol. 360b. Articles of commission to Mr. Marshall concerning idle persons.
 Order that it shalbe lawfull for the owner to take his goods though
 fol. 362b. the same weare sold in open markt.
 Orders betwixt the younge earle of Thomonde and sir Donnell
 fol. 364. OBriane who claimed to be O Briane.
 fol. 366b. Order for prosecution of them of Fearnie :
 fol. 367. Instructions for the prosecution in Fearnie :
 Note one that they should not burne houses nor townes and that
 they should spare and preserve all corne and haggards.
 Order betwixt the erle of Ormond and barron of Upper Ossory,
 fol. 368. with a forme of an oath which they both tooke.
 The Scotts of the out Isles practise to get the castle of Karick-
 fol. 370b. fergus.
 Order that the clearke of the crowne and common pleas shall enjoy
 the clarkeshipp of the assise in all the English counties, as belonginge
 fol. 372. to his office of clarke of the crowne and common pleas.
 Finis of this counsell booke, which I ended the 19th of October,
 1609 :—[*Blank.*]

II.

Heare followeth a table of the principall matters contained in the
 counsell booke which begun the first of Aprile, 1571 :

1571.—William Fitzwilliams :

- fol. 1-3. An act of counsell, wherin the earle of Clanrickard is fined in one
 thousand marks, for a contempt towards the lord president and counsell of
 Connaught.
 fol. 3. Beefe taken up in Connaught for the armie there at the rate of
 vis. viiij. sterling the peece.
 fol. 5-8. A proclamation for raysinge the burden of cesse :
 fol. 5. What freedomes weare allowed :
 fol. 6, 7. Punishment for concealinge of land chargeable with cesse :

- The cessor shall have the quantitie of land allowed him free but in one place together. fols. 7, 8, after fol. 140.
- An act for a generall hostinge, to begin the first of September, 1571. fol. 9.
- A consultacion for tolleratinge with Rory Oge O More, and the reasons moueinge therunto. fols. 10, 11.
- An act for a generall hostinge, to begin the first of June, 1572. fol. 12.
- A proclamacion of rebellion against Rory Oge. fols. 13-15.
- An act for the first committinge of Richarde, earle of Clanrickarde, for not bringinge in his sonnes, Ullicke and John Burke. fol. 16.
- Sir Edward Fitton, lord president of Connaught. fol. 16.
- An act for the enlargement of the earle of Clanrickard upon 300*l*. bonds, to remaine in Marcus Barnewells house, in the Bridge street, [Dublin]. fols. 17-19.
- Robert Dillon, second justice of Connaught. fol. 17.
- The earle of Clanrickard the second time committed to close prison. fol. 20.
- An act of counsell authorizinge the lorde deputie to levie such numbers of souldiers as he should thinke fitt and meet against Ullicke and John Burke. fol. 21.
- An act for removeinge the earle of Clanrickard to the chamber over the green cloth with libertie to walke in the garden an houre in the forenoone and one houre in the afternoone of each day and to bee close prisoner. fol. 22.
- An act for the enlargement of the earle of Clanrickard, by vertue of a clause in her majesties letters, which was well debated of. fols. 23-25.
- Request made by the earle of Clanrickard the better to bringe in his sonnes. fols. 24, 25.
- The earle of Clanrickardes undertakinge to pacifie his sonnes rebellion. fol. 27.
- Her majesties gracious respect of her deputie and counsell and of the reputation of the place her president of Connoght held. fol. 23.
- The earle of Clanrickardes submission to the lord president. fols. 28, 29.
- Intertaynement for one hundred archers given the master of the rolls against Brian McArte for killinge Browne. fol. 30.
- Allowance of a beofe and a halfe and a pecke and halfe of wheat for a hundred foote a day. fol. 31.
- Beofe at 12*s*. sterling the peece, and wheat iii*s*. sterling the pecke. fol. 31.
- The submission of Connor. earle of Thomonde; with articles annexed, whereof one is that from time he will further the contents of the booke of common-prayer and administration of the sacraments and the injunctions sett forth by the queue, wherto he has sworne. fols. 32-34.
- An act for pacifyinge Magohegans sonns and Callagh McTirlaghs sonnes in rebellion. fols. 35-37.
- An act concerninge the cesse of Odrone, in lieu of which cesse sir Peter Carew offred an hundred marks. fols. 38-41.
- Warrant to Henrie Cooley, seneshall of the Kings countie, to intertaine thirty English souldiers. fol. 42.
- An act that the lord deputie may retaine three hundred English for strengtheninge the armie. fols. 43, 44.
- An act wherby is resolved that a writt of appeale against Brian McArte for the murther of Browne shall not be sealed: Note reasons against the course of justice. fols. 45, 46.
- An act for retaininge the erle of Desmonde and enlargeinge his brother, sir John of Desmonde. fols. 47-49.
- The submission of sir John of Desmonde; with articles indented, wherof the first is that to his power hee shall procure that the lawes established for religion shalbe observed. fols. 49-51.
- Against breons and breon law. fol. 54.

- fol. 55. Against fines taken by great men for forswearing their hands.
- fol. 56. Against bardes, carroghs and rimors.
The objections of the erle of Clairickarde and sir Edward Fitton, each against other, and by an advised consultation the lappinge up of their controversie.
- fol. 58-67. The assignation of keepeinge the greate seale to Adam, lord archbishop of Dublin:
- fol. 68. Note he was sworne.
- fol. 69, 70. 1573, June 4.—An act for the commitment of sir Edward Fitton, a counsellor and her majesties thresurer, for a contempt in keepeinge the fiant of a pardon in his hands and not deliveringe it when the lord deputie and counsell required the same.
- fol. 71, 72. 1573, June 5.—Sir Edward Fittons refusall to sit in counsell after his inlargment.
- fol. 73. Letter to sir Edward Fitton to repaire into Connought, upon his refuseinge to sit and assist in counsell heere.
- fol. 74. A generall hostinge, to begin the twentieth of July, 1573.
- fol. 75, 76. An act for the lord deputies goeing in person to prosecute the O Mores and to take with him five hundred men out of the Pale, videlicet, three hundred out of the countie of Dublin, with ten dayes victuals, and two hundred out of Meath, with fifteen dayes victuals.
- fol. 77. An act of counsell authorizeinge the lord deputie to encrease her majesties armie, by puttinge in pay an hundred English souldiers and an hundred kearnes.
- fol. 80-85. An act of counsell that the lord deputie may intertayne two hundred and fifty souldiers, besides two hundred warranted by her majesties letters against the erle of Desmonde.
- fol. 86, 87. Copie of a letter to her majestie signifieinge the proceedinge with the erle of Desmonde.
- fol. 88-90. Copie of a letter to the lords, to the effect of the former.
- fol. 90. An act that the erle of Desmond shalbe proclaymed traytor and prosecuted.
- fol. 91-99. A proclamacyon of rebellion, well penned, against Gerralde, earle of Desmonde; with promise of one thousand pounds sterling, and 40 pounds pention to him that should by a time bringe him alive, and 500 pounds sterling and 20 pounds pention that should bringe his heade.
- fol. 100, 101. An act alloweinge the erle of Kildare one hundred horse in pay for defence of the English Pale.
- fol. 102, 103. An act that the earle of Kildare shall command the riseinge out of the Pale, beeing five hundred horse and—[Blank.]
- fol. 104, 105. An act revokeinge Francis Agard, for the place of cheife commissioner in Mounster, and appointinge James Dowdall second justice of the bench in his roome (with allowance of xxs. per diem), with the assistance of Henrie Davells, with allowance of vis. vii^{id}. per diem for execucion of marshall affaires.
- fol. 106. 1575.—An act alloweinge capten Edward Moore twenty horsemen in pay for the suppressinge of the O Connors.
- fol. 107. Sir Henry Sidney:
A generall hostinge, to begin the 10 of April, 1575.
- fol. 108, 109. 1575, September 25.—A composition of six thousand peckes of wheate, 4338 pecks of beare malte, either at 40*d*., Irish, the pecke; 8670 pecks of oate malte, at iis., Irish, the pecke; 13302 pecks of oates, at xvid., Irish; 3252 fatt beoves at xis., Irish, le peece, given in lieu of cesse out of the five counties and the countie of Wexforde.

A warrant to the thresurer to pay money for the hire of cariages at xiiij*d.*, sterling, for one driver and two garrans. fol. 110.

Kings countie, Queenes countie, Catherlagh and Wexford charged with cariages. fol. 111.

Provision for the lord deputies house, for readie money, at these rates : a beofe, xijs., Irish ; a peeke of wheate, iij*s.* iiij*d.* Irish ; a mutton xv*d.*, Irish ; beare malte iij*s.* iiij*d.*, Irish, a peeke ; oate malte, xx*d.*, Irish ; a porke, iiij*s.*, Irish ; for a gallon of butter, containeing a 10 lb. weight, xij*d.*, Irish. See the proportion of these things there. fols. 113, 114.

A warrant for a holdinge for the defence of the borders from the Windegates to Catherlagh, in the absense of the lord deputie, beinge to make some stay at Carrickfergus. fol. 115.

A lesseninge of the composicion granted in lieu of cesse. fols. 117, 118.

A generall hostinge, to begin the 10 of July, 1576, and to meet at the Newrie : fol. 119.

Note the baron of Lixnawe coulde not write, but made his marke to this act.

An order, in Latin, betwixt O Connor Sligo, and O Donell for three hundred and sixty markes rent, and other services of horse and foote demaunded by O Donell to be due to him upon O Connors country. fol. 121.

An act for giveinge William Gerrarde the oath of councellor and chancellor, in the absense of the lord deputie. fols. 124, 125.

A confirmacion of the composicion mentioned. fol. 117.

Rates allowed the constable to take for fine of irons and diett of prisoners of all sorts. fol. 126.

Articles wherunto Hugh McShane submitted himselfe. fol. 127.

Orders observed in the marches of Dublin against rimors, harpers, and against Irishmens sendinge ther horses a foyninge¹ into the barony of Radoune ; with other good orders for followinge of stelthes. fols. 129, 130.

A tripartite indenture in Latine betwixt the lord deputie and counsell, Hugh O Donell, cheife of his name, of the other, and Conatius O Donell of therde, with the portion allowed to the said Conatius. fols. 131-133.

Indentures betwixt the lord deputie and counsell and Calvatus O Donell for Connatie, wherin note his riseinge out and his rent for that lande. fols. 135-137.

A proclamation explaineinge the statutes for freedomes made the 3d and 4th years of Philip and Mary, and in the 11th yeare of queen Elizabeth, explained, with allowances sett downe for the souldiers meat, ther boyes and horses. fols. 138-141.

Against compoundinge with the souldiers for money. fol. 142.

Against woemen and doggs. fol. 142.

How farr both horse and foote shall travaile by the day both summer and winter. fol. 142.

Covenants whereby the lord Barry yealdeth 150*l.* for one yeare in lieu of cesse. fols. 145-147.

Fowre and twentie articles agreed upon betweene Walter, earle of Essex, and Tirlagh O Neale, contayninge many matters. fol. 149.

A warrant to man out the queenes shipp against pirats, upon the report of forrayne ayde to James FitzMorrishe. fol. 151.

A generall hostinge, to begin the 12 of August, 1577. fol. 157.

A recognizance of sir Donell O Connor Sligo, for the safe keepinge of the castell of Bundroys. fol. 158.

The first composicion made with the cheife lorús of Connoght by sir Nicolas Malby ; note the riseinge out of everie of them. fols. 159, 170-172.

¹ Free grazing.

fol. 174. An act whereby is discharged from cesse of souldiers and [of] the lord deputies house, everie plough lande that within a certaine time would pay five marks, sterling.

fol. 175. A proportion of cesse for the lord deputies house, with a clause of discharge both of that and the victualing of the souldiers, upon payment of five marks for everie plowlande.

fol. 176. An act for sendinge William Gerarde, lord chancelor into England, with 40s. per diem. The custodie of the seale committed to Adam, lord archbushop of Dublin, under two keyes, whereof Thomas Say kept one.

fol. 178. An act for releaseing out of prison the noblemen and gentlemen committed for the matter of cesse.

fol. 179. The submission of the lords and gentlemen committed for cesse; wherupon ther enlargment was graunted.

fol. 180. A generall hosting couverted into money after the rate of 2s. sterling, for everie cart; xij*d.* sterling per diem for everie horseman; xij*d.* sterling per diem for everie archer on horsbacke and 7*d.* sterling per diem for every kerne.

fols. 181, 182. Articles indented betwixt sir Nicholas Malby and Brian O Rourke; note his risinge out: sixty foote and twelve horse.

fol. 183. Warrant to enlarge Shane O Rely, who was nine years prisoner.

fol. 184. Coppie of her majesties letter concerninge the cesse.

fol. 185. An act wherbie many of the noblemen and gentlemen, for refusinge to signe a submission accordinge her majesties letters for cesse weare againe committed.

fol. 186. An order for sequestringe the master of the rowles his office for nonfezans.

fol. 187. The queens atturnes informacion against the master of the rowles, Nicholas White, esquire, for forfeiture of his office for not returninge the estraites of the chancery into the exchequere.

fols. 188-190. The maister of the rowles answer to the informacion.

fol. 191. An order that the towne of Drogheda shall send to the hostinge but twenty-four besides their leaders; they have four carts allowed for ther carriage, a cart to six men which is usuall to all the townes.

fols. 191, 192. An order for Frances Shane against Robert Nugent for ninety-one cows; the titell of the Carne.

fol. 192. A warrant to sett forth the queenes shipp, 'the Handmaide,' upon advertisement of foraine invasion.

fol. 192. A letter from the lords of the counsell for Kendall to have his office of clarke of the starr chamber for his life.

fol. 194. A concordat to allowe Rosse Magohegan and Thomas FitzRedmond 90*li.* xiiij*s.* for a debt of a hundred twelve pounce due to them for intertainement of kearnes.

fol. 195. A clause of a letter from the lords of the counsell, touchinge the release of those lords and gentlemen that weare committed for the matter of cesse, with a resolution thereon.

fol. 196. The first submission of the foressaid gentlemen.

fol. 197. The second submission of the foressaid gentlemen.

fol. 198. The third submission of the said gentlemen, in all which they acknowledge cesse to be due by the prerogative.

fols. 199, 200. An order against Feaugh McHue and Hue McShane his father, for restoringe goods taken from kearnes and for buildinge the cathedrall church burnt by them.

An order for compoundinge the great quarrells betwixt the lord of Mountgerant and the lord of Upper Ossery, and restitution to be made

to the poore of ther goods taken by either side, by which order both the lords weare committed to answer according to justice.

fols. 201-203.

The submission of the lord viscount of Moungerat and Upper Ossory, whereby they promise noe other revenge to be done but by justice.

fol. 203.

1578.—Sir William Drury:

An order to continue the erle of Clanricard in the possession of the castell of Clonmine, untill by order of law her majestie be duellie intituled therunto.

fol. 204.

A generall hostinge, to begin the 24 of December, 1578.

fol. 205.

Order against Henrie Duke, for restitution to be made to Even Ro of such coves as he tooke out of Fearnie.

fols. 205-207.

Order whereby the maior and corporation of Corke are fined in xx*l*. for their negligerce to appease a tumult in their cite.

fols. 208, 209.

Order for the lady of Houth against her husband.

fol. 212.

The first composition in leiwue of cesse for money which was the somme of 2000*li*. sterling which was borne by eleven counties besides Upper Ossory; see everie counties portion heere.

fols. 212, 213.

The generall hostinge proroged to meet at Rosseke, the 18th of August, 1579.

Concerninge prise wines, where the case was, that the stranger sold and dispersed his wines before any agents for the earle of Ormonde demaunded the same, and how now he should be satisfied his prise wines was the question and sent into England for resolution.

fol. 214.

Order whereby the lady of Houth hath eight poundes a month allowed her till the variance betwixt her and her husband the lord be ended.

fol. 215.

1579-80.—Sir William Pelham:

A generall hostinge, to begin the 10 of January, 1579-[80].

fol. 220.

An act of reciprocation confirmed by the lord Grey.

fol. 221.

The rates of the defaults of the risinge out of garrans:

fols. 222, 223.

Note in the ende when there is noe forwarneinge given and yet the service of the hostinge remaininge dewe in such time by the country inhabitants the rate of viij*d*. sterling per diem for each garraun, and the like for each driver is concluded and ordered, to be reared.

An act alloweinge an odd penny per diem to each souldier not victualled by the queene; three pence per diem given encrease to each horseman, from the 14 of October to the 18 of May, to provide oates for their horses.

fols. 223, 224.

Letter from the lords in favore of doctor Forth that none should passe the reversion of any parcell he held in possession.

fol. 224.

Letter from the lords that the erle of Kildare may execute the lord admirals deputation and that he bee not letted therein by the counsell borde.

fol. 225.

Justices of oyer and terminer, Nicolas Walsh, cheife justice of Mounster, and others punished for ther contempt in executing one Morley, after they had received the lord justices letters to the contrary.

fol. 224*b*.

Marmaduke,¹ bushop of Waterforde, committed to the castle for usinge undecent speeches against the erles of Ormond and Kildare.

fol. 226.

Petitions of O Neile sent the queene by capten Peirce.

fol. 227.

An imposition of wheat, malt, beoves, etc. layd upon the cuntrie besides the composicion of 2000*li*. for that it was reserved at the makinge of the composicion that it should bee lawfull for her majestie in the time of foraine invasion or great inward rebellion see to doe.

fols. 228, 229.

¹ Marmaduke Middleton, bishop of Waterford, 1579-82.

Arthur, Lord Grey :

1580. October 3.—An act of councell, wherby is agreed that the country shall beare six hundred men to advance the service, everie souldier to have 10*d.* sterling per diem and to victuall himselfe.

Acates¹ for the deputies house reserved, besides the composition the prises of the acates, and an order how to prevent the abuses of the accators.

An act of reciprocation.

A letter of the lords concerninge merchants of Waterforde who weare spoyled of 1300*li.* by some Frenchmen :

Note for their releife an imposition upon French commodities, rather allowed then the arrest of French shippinge.

An act for committing the lord of Delvin close prisoner.

An act for committing the erle of Kildare close prisoner.

Contribution for labours and for oates for horsemen, with the places thought fittest to place them in garrison.

1580-81. January 13.—An act for committing to the castell [of Dublin] the baron of Upper Ossery and his wife for matters of treason.

Allowances of cesse granted to the lord deputies houshoulde and stable upon the endings of the cesse.

A generall hostinge, to begin the 25th August, 1591.

The queenes letter to displace Nicolas Nugent from the place of cheife justice of the common pleas, and to give the same to sir Robert Dillon.

The queenes letters for a pention of iis. vjd. sterling to Mathias O Cane.

Order on puttinge the horsemen in garrison for the ease of the country, the proportion of horsemeat and mans meate allowed, and the prices paid the country.

Letter from the lords to give allowance to the cashered souldiers for their transportation, soe much as the lord [deputie] should thinke meete.

A generall hostinge, to begin the 19 of June, 1582.

A cesse of 1690 beoves for victualinge the armie, at 20*s.* Irish the peece, to be delivered to Thomas Mollinex; with that number plotted upon the country.

The horsemen placed in garrison, with the allowance of horsemeat and mans meat upon the contry.

Note the difference in the oates for horses, with hey and without, the prices paid the country.

1582. November 12.—Archbishop of Dublin and sir Henry Wallop, justices :

The souldiers allowances changed into money, in lieu wherof the country was to pay everie souldier monthly 16*s.* sterling, paying one month's cesse alwaies before hand.

A generall hostinge, to begin the 10th of June, 1583.

Order to muster the country according the statute.

Order to continue the horsemen in garrison at the rates of 15*s.* sterling for 28 days.

A letter from the lords concerninge a composition to be made with the country in lieu of cess; they mention 15 or 1600*li.*

A composition of 1500*li.* agreed upon in lieu of cesse, and the same proportion upon the five counties.

¹ Provisions purchased.

A commission to levie the composition of 1500*li.*, and to pay it to the vice-thresurer. fol. 252-254.

The division of the composition upon the baronies, and who weare made collectors, and the commission directed to them. fol. 254, 255.

Letters of the lords touching provision for the lord deputies, sir John Perrots house. fol. 256.

1584. June 21.—Sir John Perrot, lord deputy:

The bishop of Meath and sir Richard Bingham sworne counsellors, the first sittinge of sir John Perrot in counsell. fol. 258.

A generall hostinge, to begin the 10 of August, 1584. fol. 259.

Commission under the great seale, with instructions for general musters in everie countie. fol. 259.

John Norris, lord president of Mounster, sworn of the counsell, 25 of June, 1584. fol. 259.

Thomas Lestrange sworne of the counsell, the first of July, 1584. fol. 259.

Carriages hired upon the five counties, at 4*d.* sterling per diem, for everie driver; . . . drivers to five garrans. fol. 259.

Order that Ulicke, earle of Clanrickard, should bee pardoned. fol. 260.

A proportion for the victualinge of the souldiers in their travaile, the quantitie of ther meat, with the price. fol. 261.

Order for cariages upon the five counties for the lord deputies journey into Conaught and Mounster, at the rate of 4*d.* sterling per diem for each garran, and as much for the driver, two drivers to five garrans. fol. 261.

An act of reciprocation. fol. 262.

A proportion of beoves plotted upon the Irishrie. fol. 262.

The riseinge out of the Pale turned into garrans, and a 150 Poll kernes turned into labourers. fol. 263.

Order to levie 500 foote upon the Pale, to be put into her majesties ordinary pay. fol. 263.

The proportion of cariage to a generall hostinge, how many carts everie countie doth containe, and how many garrans those carts make. fols. 265-268.

Order to take carriage garrans upon the countie at 4*d.* sterling per diem the garran, and as much the driver, to be payd by her majestie. fol. 269.

John [Long], Primate of Ardmagh, sworne of the counsell. fol. 269.

A note of such as did rise out on the generall hostinge into the north, 25 of August, 1584. fol. 269.

Letter from the lords to sir Henrie Wallop to allow the cittizens of Dublin a concordatum 2611*li.*, which they tooke in munition. fol. 271.

The queenes letter to make the Irish pay sterling to such horse and foote as served in the feilde and not the rest. fol. 272.

Letter of the lords for makeinge payment to the lord deputie of soe much as he had expended in household more then he should have done yf he had cesse. fol. 273.

Composition ended, the lord deputie to use prerogative and cesse. fol. 274.

The proportion for sir John Perrot, the lord deputies, houshold to be borne by the country: fols. 275-283.

See heere the particulars:

Commissions for levieinge the proportion for the lord deputies household. fol. 284.

Generall hostinge, the first of July, 1585. fol. 285.

Act to stay Edward Butler till he gave good assurance for his loyaltie; nevertheless his pardon to be granted. fol. 286.

A proportion of beoves to the generall hostinge for the armie. fol. 287.

Allowance of 20s. given Jeffrey Fenton for his travayle and charges in goeing to sollicite busines at court.

An act respecting a yeares composition for victualing till order might be taken by the next sessions of parliament.

An act to commit Richard Newtervill to the castle [of Dublin] upon exhibiting a bill against the country for money due unto him for beinge their agent against the prerogative.

Act for the continuance of the foote-companies in Ulster, at the charge of the Irishrie.

A letter from the lords, cheifetaines and knights of Conought, acknowledging the benefit of the composicion.

A letter from the lords of the Pale to the queene, concerninge the cesse for the lord deputies househoulde.

An answer from the lord thresurer to that letter.

An act that the King and Queenes Counties shall beare composition as the rest of the Pale doth, with consideracion of the fredome of ther owne manuerance as the gentlemen of the Pale.

A generall hostinge, the first of May, 1586.

An act that such of the composition bands in Ulster as are forced to leave ther places shall be victualed by her majestie, provided that the same shalbe repayed upon the country.

An act renueinge the composicion 2100*li.*, in lieu of cesse and the provisions for the deputies house.

Commission for levieinge the composicion.

The collectors charged with the receipt in the Pale, the sheriffes in the out counties and the lord of Upper Ossory for Upper Ossory.

An act to committ the sheriffe of the countie of Tipperary, and fineing him in *xxli.*, for his contempts and delayes in levieinge the beoves for the deputies household: Discharged of the fine by letters from England entred.

An act to proclaime Walter Reogh a traytor and to prosecute him.

Letter from the lords to free all the earle of Ormonds mannors from cesse or other impositions, in regard he did foregoe the takeinge of coyne and livery of his tenants.

Letter from the lords concerneing the manner of chargeing the counties of Kilkeny and Tipperary with the composition.

The continuance of the composition for another yeare, endinge 1588.

An act ordering that the proportions for the lord deputies house layde upon the out counties should be borne by the five counties of the Pale (according to a former act entered in the booke, fol. 275).

Commission for levieinge the composition.

Generall hostinge, to begin the 20 of June, 1587.

A fiant, in Latin, to passe under the seale for general musters.

Instructions to be annexed to the commission for general musters.

Order for the commitment of Peirce Butler, shirife of Tipperary, for his negligence in levieinge the composition, with a conditionall fine of £100 layd on him.

Sir William FitzWilliams sworne lord deputie, in Christ church [Dublin], the last of June 1588.

A generall hostinge, to begin the 12 of August, 1588.

A letter to the lord thresurer concerneing O Ferrall Boy, with the case put downe and sent.

The composition continued the yeare, 1588.

Order that the countie of Kilkeny shall pay the poreion of the composicion layd at first upon them, and a tolleracion to be had with the counties of Catherlaugh and Wexford till certificates of their wasts.

- Order for the lord deputie to goe against the Spaniards of the dispersed fleet landed in Ulster, with an act of reciprocation. fol. 320.
- Order for the committinge of the pledges of Donell Spanagh, Dermot McMorrice and Dolin McBrene to the castle [of Dublin], being before in the custodie of sir Henrie Wallopp. fol. 321.
- A generall hostinge, to begin the xxth of June, 1589. fol. 322.
- Order betwixt sir Tir [lagh] O Neale and the earle of Tyrone. fol. 324.
- Order against sir Rosse McMahonne for satisfying the subjects of the Pale. fol. 325.
- Order for the viscount of Gormanstowne against the erle of Tyrone, Tirlagh McHenrie and McMahonne for spoysl done upon the Nobber. fol. 326.
- Commission for leveing the remaines of carriages to a generall hostinge which are bestowed upon the country to helpe them to pay their composition. fols. 326, 327.
- Order for deliverie of sir Edward Barkleys warrants to the lord deputie after the said sir Edward was dead, for that he was indebted to her majestie. fol. 328.
- Order for George Cowley for the seneshallshipp of the baronie of Carbery. fol. 329.
- Commission to appoint collectors in the absence of sir Geoffrey Fenton, to levie the composition money. fol. 330.
- Order that sir Murgh ne Doe shall have the benefit of a composition made with the country for him in lieu of his cuttings and other services. fol. 321.
- Order for sir Murgh ne Doe against Roger O Flartie for certaine quarters of land. fol. 332.
- The examination of witnesses in the said case. fols. 333, 334.
- A generall hostinge to begin the 18th of May, 1590. fol. 335.
- Easter tearme adjourned untill mensis Pasche. fol. 335.
- Division of the composition. fol. 336.
- A generall hostinge to begin the 24 of July, 1591. fol. 339.
- Arrearages of composition and order for levieinge of them : fols. 340-343.
- Note in this the names of the five English baronies of the countie of Wexford and commission to examine wast in the out counties.
- Recognizance of Nicholas Mason and others for payment of arrearages of composition due upon the countie of Wexford. fol. 344.
- Commission to enquire in whom the fault was that the composition for two yeares together was not reared. fol. 345.
- Recognizances of Peter Butler and others for payinge arrearages of the composition of the countie of Wexford. fol. 347.
- Commission to the sheriffe of the countie of Louth for levieinge the arreares of the composition. fol. 349.
- Commission to the sheriffe of Meath for the like : fol. 352.
- Wherin note that the barons of the exchequer weare charged for a debt stalled by them upon a collector for that they had noe authoritie soe to doe.
- Like commission for West Meath. fol. 356.
- Like commission to the counties of Dublin and Kildare which follow one another. fols. 358, 359, etc.
- Composition made for the yeare 1592 for 1500*li*. upon the Pale, the rest upon the out counties ; with the names of the gentlemen of the Pale who consented. fol. 365.
- Commission to the lord chancellor and others to appoint officers to levie the composition for the yeare 1592. fol. 368.
- The apportioninge of the composition both upon the Pale and the out counties which the cheife baron hath undertaken to proceede in by course in the exchequer and not at the counsell boarde. fol. 370.

- fol. 370. The queenes letters to sir Thomas Norris, sir Robert Gardener, and other commissioners for makeinge a composition in Mounster.
 Wherin note the barons of Donboine and Chaire [Caher] reproved.
 Composition of 189*li.* made with the Crosse counties, and liberties of Tipperary for five yeares, in which Eli O Carroll was not comprised.
- fol. 372. Composition of 130*li.* made with the countie of Kilkenny for five years, paying two years arrearages.
- fol. 374. Recognizances on John Grace and others for payinge of the arrearages of the composition in the countie of Kilkenny.
- fol. 375. Commission to levie the arreare of 1200*li.* due upon the countie of Tipperary, giving allowance to the erle of Ormonde of such freedoms as he hath in possession by vertue of the queenes letters.
- fol. 376. Commission for levieinge the composition in the countie of Kilkenny.
- fol. 377. The like for Tipperary.
- fol. 378. Recognizance of Thomas Butler and others for payment of 400*li.*, sterling, parcell of the arreareges of the composition in the countie of Tipperary.
- fol. 378. Like recognizance on James Laffan.
- fol. 379. Composition with the countie of Wexford for 60*li.* sterling upon the Irish countries.
- fol. 379. Commission for levieinge the composition of the countie of Catherlough, beinge 25*li.* sterling.
- fol. 380. Like commission for levieinge the composition of the Kings countie, beinge 50*li.* sterling:—consented to by Henry Warren, Anthony Brabazon.
- fol. 382. Commission to levie the composition of 35*li.* sterling, layd upon the Queenes county.
- fol. 384. Like commission for 140*li.* sterling on the countie of Wexford.
- fol. 384. A generall hostinge, to begin the 16 of July, 1593.
- fol. 385. Recognizances of Michael Keatinge and others for payment of 140*li.*, sterling, of the arreare of the composition in the countie of Wexford.
- fol. 385. Commission for levieinge the composition in the countie of Wexford for halfe a yeare.
- fol. 386. Writts issued out of the exchequer for levieinge the composition both in the Pale and out counties for the yeare 1593.
- fol. 387. Proportion of beoves for a generall hostinge both upon the Pale and Irishrie.
- fol. 388. A generall hostinge the 18 of April, 1593.
- fol. 389. Proportion of beoves to this generall hostinge.

Sir William Russell entered the 3d of August, 1594:

- fol. 390. 1594.—An act that the lord deputie shall goe to releve the castell of Enniskillen, with reciprocall authoritie to the counsell divided.
- fol. 391. An act wherby is ordered that a force of 1030 foote and 305 horse shall be levied upon the country, and mayntaned at their charge for 30 days for defence of the Pale:
- fol. 393. Note that the counties of Mounster weare subject to this charge.
 A generall hostinge, to begin 16th of August, 1596.

Lord Burgh.—May 23, 1597:

- fol. 394. A generall hostinge, to begin the 16 of July, 1597:
- fol. 395. A proportion of 2850 beoves for the armie, this hostinge.
- fol. 396. An act orderinge a reciprocall authoritie to the counsell divided.
 Lord chancellor [and] sir Robert Gardener lords justices, 27 of Aprill.

- A general hostinge, to begin the 6 of June, 1598. fol. 397.
 Proportion of beoves to serve the armie this hostinge, the number
 3210. fol. 398.
 A generall hostinge, to begin the first of May, 1598. fol. 399.

Earle of Essex.—May 8th, 1599 :

- An act authorizeing the counsell devided reciprocally. fol. 401.
 Another act of the same nature. fol. 402.
 The lord leiuetenants protestation that he would leave soe many of the
 forces he intended to carry into the north for the defence of the Pale as
 the counsell should thinke meet, which forces the counsell thought too
 fewe to attend his lordship. fol. 404.

Lord Mountjoy :

1600. April 12.—A generall hostinge, to begin the 20th of May, 1600 : fol. 405.
 A proportion of beoves for that journey. fol. 405.
 An act authorizeing the counsell devided reciprocally. fol. 406.
 Another act of that nature. fol. 407.
 Another act of the same nature. fol. 408.
 An act that Mr. Tibbot Butler shall have the libertie of both of the
 courts of the castell [of Dublin] and the walkes upon the leades. fol. 410.
 Another act of reciprocation. fol. 411.
 A general hostinge, to begin the last of June, 1601. fol. 412.
 A general hostinge, to begin the first of June, 1602. fol. 413.
 Another act of reciprocation. fol. 414.
 Another act of that nature. fol. 415.
 Another act of the same nature. fol. 416.
 A general hostinge, to begin the first of August, 1603. fol. 417.
 A proportion of beoves for that hostinge. fol. 418.

Sir George Cary :

1603. June 10.—An act authorizeing the counsell, divided by reason
 of the sicknes, parte with the lord deputie in the country and parte at
 Dublin. fol. 419.
 An act for borroweing 1,100*li.* of the counties of the Pale for releife
 of the armie, being in want. fol. 420.

Sir Arthur Chichester.—11 of May, 1605 :

- A general hostinge, to begin the 3 of July, 1605. fol. 421.
 The severall authorities of the agents of the five counties of the Pale
 for revivinge the composition. fols. 422-424.
 The agreement for revivinge the composition, subscribed by the lord
 deputie, counsell, and the foresaid agents. fol. 425.
 Act of reciprocation. fol. 427.
 A general hostinge adjourned. fols. 428, 429.
 Act of reciprocation. fols. 430, 431.
 General hostinge. fol. 433.
 Act of reciprocation. fols. 434, 435.
 Order betwixt sir William Steward and Daniell Mullinex, Ulster
 kinge at armes. fol. 436.

An act touchinge the fees, wages, intertainements and allowances to bee granted to the lords justices, who were the lord chancelor and the lord cheife justice.

fol. 438.

fol. 438.

fol. 438.

fol. 439.

fol. 439.

fol. 440.

fol. 440b.

fol. 441b.

fol. 442.

fol. 445.

The time when the said lords justices weare sworne.

Sir Oliver St. John sworne lord deputie [1616, August 30.]

Judges wages for holding assises made certaine.

Act touchinge the land of Trinity Colledge, neere Dublin.

Act for sowing hempe in the plantacion in Wexford.

Act of the vice provost of Trinitie College to observe the act of state, —entred the leafe before.

Act for repaireinge the fort of Castellparke by sir Thomas Button.

Act touchinge the towne of Athlone.

Act upon the death¹ of Thomas [Jones] lord archbushop of Dublin and lord chancellor, for delivery of the great seale to the lord cheife justice, lord cheife baron, and master of the rowles.

III.

The table of the counsell booke which begun in the year 1589, and in the time of Sir William Fitzwilliams government :

fol. 6b.

Proclamation for restraint of corne and victuals upon payne of death.

fol. 7.

Letter to publish the said proclamation :

Where note the names of all the maritime townes from Dublin to Elderfleete, and from Dublin to Rosse.

fol. 25b.

Proclamation inhibitinge the resort to the well neere Rathefernam upon paine of death, which had beene better upon some other punishment, as the sequell declareth.

fols. 31, 32.

Letter from the lords, with articles inclosed for the reformation of Tirone :

Wherin note one for rayseinge a composition in Ulster, and another that he shall not wittinglie, keepe frier, munke, nun, or priest in his country unlesse they conforme themselves.

fol. 38.

Sir George Carew, knight, master of the ordnance, sworne of the counsell, the 17 of October, 1590.

fol. 39.

Sir Henrie Bagnall, knight, marshall of her majesties armie sworne of the counsell, the 24 of October, 1590.

fol. 45b.

fol. 49b.

fol. 56.

Order that the bishop of Waterford shall answer in cheife to captaine Winckfeilde, though he tooke exception to the jurisdiction of the court.

Order betwixt the bushop of Waterford and John Burnell.

Order betwixt Campion and Turnor for the deanery of Fearnis.

fol. 56b.

Order betwixt Richard Winckfeild and the bushop of Waterford for the mannor of Ardmore.

A note that her majesties pleasure was signified to Charles Caltrop, attorney generall, that he should be removed from his said office, and discharged thereof, the 22 April, 1591.

fol. 60.

fol. 61.

Order betwixt John Money and sir John McCoughlan.

fol. 67.

Letter from the queene, importinge a licence to the duke of Florence to loade fifteen hundred quarters of wheate out of Mounster.

fol. 68b.

Order for the possession of the furrows in the countie of Dublin to be given to Robert and James Hetherington, upon the attaindor of Michell Fitzsimons, for which decree in the chancery past with them in Fitzsimons his lyfe time.

fol. 78.

The devisiion of the countie of Monohan : the baronies it contayneth, and how they are disposed.

¹ On tenth of April, 1619.

- Warrant for the stay of two shippes of St. Malows at Galway by reason the towne revolted from the kinge of France and killed their governor; this stay was made upon letters out of England : fol. 78b.
- Letters from the lords for stayinge those shippes. fol. 79.
- Ambassador of the king of France his letter of authoritie, wherein note his stile, and that he useth the words we and our. fol. 79b.
- Order for the release of the bushop of Clougher and his brother, indicted of treason. fol. 79b.
- Order for passinge the lauds of Monaghan to the chiefe lords and freeholders : fol. 98.
- Note the meanes devysed for the ease of the freeholders in passinge their lands ; note the last point in nature of an act of oblivion.
- Order betwixt Colman and Phillips for the sheriffs patents, wherein is layd downe in the end what fees everie sheriffe shall pay. fol. 107b.
- Letter from the lords touchinge sir Henrie Ughtredys signory, and the sygnory of Robert Strode, and touchinge Thomas Cams son, lord of Clenlishe. fol. 109.
- Petition of Roger Wilbraham, her majesties solicitor, against Richard Colman, cheife remembrancer, for rasinge a fiant of a lease to passe to Peirce Ovenden, and deminishing the rent. fol. 112.
- Order for Edmonde Spencer against the lord Roche. fol. 146.
- Proclamation restrayeneing hawkeinge. fol. 150.
- The oath taken by Hugh Roe O'Donell : fol. 154b.
- Note one that he shall not keepe any Romish bishops or preists comeinge from Rome, but shall expell and prosecute them.
- Letter from the lords in behalfe of sir Geffrey Fenton, reconcilinge him to the lord deputie, and that he shall have the fees of makinge all warrants for pardons and other things which are to passe the great seale and to have the privie signet as belonginge to his office of secretarie. fol. 158.
- Letter from the queene to admit sir Thomas Norreys of the counsell, who was sworne the 23 of November, 1592. fol. 166b.
- Letters from the lords in favoure of the archbushop of Cashell for redressing the many wrongs offered him. fol. 171b.
- Letter from the lords clearing the sayd archbushop of some slanders and imputations booked against him, and cleareing him of an accusacion that he had made some informacions against the lord deputie. fol. 174.
- Matter betwixt the lords of Delvin and Houth and sir Robert Dillon. fol. 197b.
- Letters to the lords in the behalfe of doctor Hanmer, with his recognizance. fol. 200.
- The petition of William Rian to the lords touching two frieries called Killala and Tipperary, desireinge pardon for his intrusion. fol. 201b.
- Letter from the lords in his favour. fol. 202.
- The risinge out of the five counties to the generall hostinge. fol. 211.
- Letter from the lords in the behalfe of William Kearney for printinge the Irish testaments. fol. 227b.
- Recognizance of Richard Boyle and Richard Lenan upon ther enlargement, wherein is mencioned the cause of their commitment. fol. 229b.

Sir William Russell :

- Letter from the lords to sir William Russell to hould the parsonage of Donboyne as sir William Fitzwilliams helde it. fol. 233b.
- Letter from the lords for Gregory Cole against the lord chancellor. fol. 236.
- Letters from the lords for new surveyinge of sir William Harbarts signorie of the island of Kery, and abating his rent. fol. 236b.
- Letters to the lords, certifieinge that Mr. Thomas Mollinex, chancelor of the exchequer, was borne under the dominion of the crowne of England in Callice. fol. 238.

A passe for Gillegrome Magragh, father to the archbushop of Cashell, to repayre into Munster with his goods.

fol. 238.

Letter from the lords for Terbert to be past to Hugh Cuffe.

fol. 250b.

Letter from the queene, touchinge the devisiō of the towne of Carrickfergus betwixt the burgesses, with propositions for wallinge the town.

fol. 253b.

The first submission of Hugh, earle of Tyrone, well penned, but with false meaneinge as the sequell shewed.

fol. 259b.

Concordatum for 20*li.*, sterling, yearlie to William Daniell, preacher at Gallway.

fol. 273b.

Letter from the lords, in the behalfe of Donnogh McCormocke, touchinge the remittall of arreares of rent upon the abbay of Mourne; with the referment and all the proceedings therupon.

fol. 273b.,
274a., 274b.

An oath taken by Randall McSorleyboy McConnell.

fol. 283.

Letter from the queene for the bushop of Limericke, touchinge a castell, with a ploughlande and some cheife rents, to bee past to him and his successors.

fol. 286.

Sir Conniers Clifford sworne of the counsell.

fol. 304.

Letter from the lords, for capten Audlies company to be bestowed [on] sir Christopher St. Lawrence.

fol. 304.

Lord Burgh.—3 June, 1597:

Commission to the lorde of Delvin to gather the force of the country, to command the companies with authoritie to parle, and protect and use marshall law against any of the traytors.

fol. 323b.

Sir Thomas Norreys, lord justice, October, 1597:

Commission for George Thorneton to be vice president of Mounster.

fol. 330b.

Lord chancellor and sir Robert Gardener:

Act that for all marshall causes, for payments of money for any such cause the lords justices and lord lieutenant shall concurr, and such warrants for those causes past by the justices or by the lord lieutenant shalbe ratified.

fol. 334b.

Petition of Sara Merideth, concerninge the profitts of the deanery of St. Patricks; with the referment, the returne, and the confirmation.

fol. 335b.

Letters from the lords, toucheinge the lord Burghs goods.

fol. 337b.

The archbishop of Yorks letter to the lord chancellor of Ireland, toucheinge one Edward Potter, a recusant.

fol. 346b.

Letter from the queene to sweare sir Henry Harington of the counsell.

fol. 366b.

Earle of Essex:

Commission from the counsell, in absence of the lord leiutenant, to commande the forces at the Nasse and the counties adjoyninge.

fol. 370b.

Consultation upon the death of sir Richard Bingham for keepeinge the company of horse and foot under his charge from breakeinge.

ol. 372b.

INDEX.

A.

Abberkirke. *See* Albuquerque.

Aboile. *See* Boyle.

Aboy. *See* Athboy.

Abrego, Alverus de ; 103, 104.

Acregar ; 170.

Adamston. *See* Lenam of Adamston.

Agard, Agarde :

[captain] Fraunces ; 36, 39, 43, 44,
45, 50, 51, 53, 70, 71, 73, 74, 90,
93, 95, 97, 99, 102, 103, 108,
110, 111, 112, 113, 114, 115, 116,
117, 118, 119, 121, 123, 126, 127,
130, 132, 134-137, 140, 154, 176,
223, 224, 225, 227, 228, 230, 232,
236, 240, 249, 251, 254, 255.

—, seneschal of the Byrnes
country ; 166.

Francis, chief commissioner of Mun-
ster ; 284.

Ager, Thomas ; 277.

Aghefadda, ford of ; 36.

Albuquerque, Abberkirke, duke of, in
Spain ; 64.

Alee :

John, of Ballyna ; 197.

Thomas ; 197.

Alen, Allen :

of Palmerston ; 162.

Sir John ; 43, 44, 45, 50, 71, 73,
74, 87, 102, 103, 114, 115, 116,
117, 118.

—, seal of the Exchequer committed
to ; 68.

—, lord chancellor ; 281.

Thomas ; 87.

Alenston. *See* Hill of Allenston.

Allarstone ; 176.

Allegiance, oath of ; 275.

Allen. *See* Alen.

Allenston. *See* Hill of Allenston.

Alum, digging for, &c. ; 230.

Amala, Antonius ; 106.

Andewarpe. *See* Antwerp.

Aneley. *See* Annally.

Anghaile, Annaly, co. Longford ; 194.

Annally, Anallye, Annaly, Anally ; 37, 67,
74, 109, 124, 126, 143, 169, 177, 263, 266.
capitaynes of ; 88.

country, commission for the ; 139.

boneaghte due [to the queen] in ; 133,
266.

See Anghaile.

Auryc. *See* Athenry.

Antwerp, Andewarpe ; 53, 103, 105, 106.
merchants of ; 52.

ship of ; 52, 261.

Ap Howell, Walter ; 280.

Apsley, Mr. ; 202, 203.

Archeboldes, the ; 14, 89.

Archer :

John ; 103, 104.

Michael ; 104.

Act of Parliament for finding an ;
278.

Arcloo. *See* Arklow.

Ardee, Ardie, Ardye, Arde ; 102, 165, 177,
189.

barony of ; 87, 90, 177.

Dromconragh near ; 279.

Ardenegraghe, castell of ; 52, 261.

Ardie. *See* Ardee.

Ardmaghe. *See* Armagh.

Ardmore, manor of ; 294.

Ardye. *See* Ardee.

Arklow, Arcloo, co. Wicklow ; 153.

Armagh ; 43.

victuals found at ; 260.

archbishop of ; 278.

archbishop G[eorge Dowdall] of ; 2,
25, 27, 36, 43, 128, 130, 132, 135,
136, 278.

Adam Loftus, archbishop of [30 Oct.
1562-1567] ; 154, 225.

T[omas Lancaster], archbishop of ;
225, 227, 249, 252, 254, 255.

John Long, primate of ; 289.

chauntor of ; 137.

dean of ; 137, 173.

dean of. *See* Daniel.

metropolitan church of ; 173.

Arming of the country. *See* Poynings
Act.

Army being in want ; 293.

Arnold, Arnolde, Sir Nicholas ; 127, 133,
134, 135, 136, 140, 148, 265, 266.

Arran, 275.

Arre, county of ; 276.

Arrotesten. *See* Barnewell of Arrotesten.

Arthure, Artyre :

Edmund, of Ballymoore ; 192.

Richard ; 229.

Teige ; 192.

Artyre. *See* Arthure.

Arverde. *See* Everarde.

Assize, clerkship of the ; 282.

Assizes, judges wages for holding ; 294.

Assye, Asye. *See* Delahide of Assye.

Athboy, Atheboy, Aboy ; 118, 169, 188.

the portereffe of ; 15, 86, 90, 92, 164.

Athenry, Anrye; 278.
 dominus Brimiggham de. *See* Ber-
 mingham.
 Athie. *See* Athy.
 Athlone; 147.
 constable of; 182.
 under-constable of; 158.
 Act touching; 294.
 Athy, Athye, Athie; 44, 49, 67, 73, 109.
 parson of; 274.
 Atlerane, Shane; 63.
 Attorney-general. *See* Caltrop; Dillon.
 Audley, Audlie, captain; 90, 94, 296.
 Aylmer:
 of Lyons; 87, 131.
 Sir Gerald, chief justice of the
 Queen's Bench; 3, 14, 36, 44, 52,
 53, 55, 89, 92, 189.
 James, of Dorlardston; 163.
 Thomas, of the Lyons; 138.
 Aylward, Peter; 96.

B.

Baccaghe, Phelym. *See* O'Neill, Phelym
 Baccaghe.
 Bacon, N.; 190.
 Bagnall, Bagenall, Bagnal, Marshal of the
 army in Ireland; 142, 154, 169, 199,
 200, 201, 217, 228, 230, 236, 240, 251,
 252, 254, 294.
 Balbrigan, Balbragan. *See* Tate of
 Balbragan.
 Baldaram:
 Franciscus de; 106.
 Inegus de; 106.
 Baleingary, castle of; 273.
 Balfe, Balffe, Balf, of Galmoweston; 16,
 86, 165.
 Ballacaslum; 171.
 Ballaghmore, Ballaughmore, castle of; 150,
 278.
 Ballanclare, parsonage of; 113.
 Ballaughmore. *See* Ballaughmore.
 Balleclan; 250.
 Ballekonill; 250.
 Ballenvallagh. *See* MacDowle of Ballen-
 vallagh.
 Balleshein. *See* Ballyshannon.
 Ballewarkely; 76, 77.
 Ballibragan; 177.
 Ballibrenogh. *See* Nugent of Balli-
 brenogh.
 Ballihowe; 177.
 Balliloughreogh. *See* Ballyloughreaghe.
 Ballinha, co. Kildare; 231.
 Ballyanne, Ballyian:
 co. Wexford; 221.
 See Kavanagh of Ballyian.
 Ballybogan; 86.
 Ballybragan. *See* Tate of Ballybragan.
 Ballycormoke. *See* Purcell of Ballycor-
 moke.
 Bally Cowlen; 170.
 Ballyfleming. *See* MacDavy of Bally-
 fleming.
 Ballyian. *See* Ballyanne.
 Ballykey. *See* Travers of Ballykey.
 Ballylogan. *See* Fitz Tybbode of Bally-
 logan.
 Ballyloughreaghe, Balliloughreogh; 180.
 house of lepers in; 277.
 Ballymore, Ballymoare, Ballymoore,
 Ballymoore, Bayllymore, Bayly Moore,
 Ballymoore; 188, 191, 192, 193.
 in Idrone; 274.
 See Eustace of Ballymoore; Gomast
 of Ballymoore.
 co. Westmeath. *See* Loughsewdy.
 Ballyna. *See* Alee of Ballyna.
 Ballynekenny; 278.
 Ballyshannon, Balleshein, co. Donegal;
 187.
 Ballysorwer; 273.
 Balmadon. *See* Preston of Balmadon.
 Balmadroght. *See* Fitzsimonds of Balma-
 droght.
 Balregan. *See* White of Balregan.
 Balrothery:
 co. Dublin; 188.
 barony of; 12, 86, 88, 90, 91, 93, 110,
 126, 161, 178, 179.
 Baltinglas, Baltinglass, Baltynglas, Bal-
 tynglasse:
 [Thomas Eustace], viscount; 278.
 [Rowland Eustace], viscount; 2, 17,
 19, 20, 21, 22, 23, 25, 27, 36, 44, 50,
 68, 70, 74, 87, 95, 102, 110, 111,
 112, 113, 114, 123, 125, 126, 127,
 131, 135, 136, 137, 139, 166, 225,
 227, 249.
 Baltrastyn, Baltraeston. *See* Tute of
 Baltrastyn.
 Banaugh, MacSwine. *See* McSweeny.
 Bane:
 Donell, his brethren and sons; 85.
 Thomas, of Surdwalstone; 193.
 Banke, castell de; 213.
 Bann, Band, Banne:
 the river; 4.
 fishing the [river]; 275.
 Bantry, Fassaghe of Beyntree, Fassaghe
 Bayntre, Fassaghe Bantree, Faussaughe
 Bentre, co. Wexford; 76, 119, 143,
 147, 263.
 Bards; 284.
 See also Harpers.
 Barkley, Sir Edward; 291.
 Barnemethe. *See* Moore of Barnemethe.
 Barnewall, Barnewell:
 of Arrotesten; 164.
 of Crikston; 128.
 of Moylaghe; 16, 86, 165.
 of Rowston; 16, 86, 89, 92, 165.
 of Stackallen; 16, 86, 89, 92, 165.
 Alexander; 164.
 Christopher, of Gracedieu; 12, 82,
 86, 89, 91, 128, 132, 138, 161, 179.
 Edward, of Drommaghe; 13, 82, 86,
 89, 91, 162, 138.

Barnewall, Barnewell—cont.

- James; 12, 82, 86, 91, 138, 160, 161, 179.
 James, of Brynmore or Bremor; 89.
 Marcus; 283.
 Marcus or Markes, of Dunbro; 13, 89, 91, 162.
 Patrick; 86.
 Robert, lord Trimleston; 130.
 Symon; 131, 137.
 Simon, of Kylbree; 15, 86, 89, 92, 163.
 Sir Thomas, of Robertston; 16, 86, 90, 92.
Baron:
 the lord chief; 291, 294.
 Roland le, archbishop of Cashel.
 See Cashel.
Barre. *See* Barrimore.
Barrett, Thomas; 197.
Barrimore, Barre, the Great Barre:
 —, lord, his children; 144.
 John a; 132.
 alias the Great Barre, lord; 275.
Barry, the lord; 285.
Basnet, Edward, dean of St. Patricks;
 189, 275.
Basnett, William; 153.
Basyng, Baseinge, John; 3, 257.
Bathe:
 of Colpe; 14, 89, 92, 163.
 of Raphecke; 14, 89, 92, 163.
 the baron, of Dromconraghe; 13, 90, 91, 162.
 Bartholomew, of Laundeston; 13, 88, 91, 162.
 James [chief], baron of the Exchequer; 14, 25, 27, 29, 30, 36, 44, 64, 68, 71, 73, 74, 75, 82, 86, 102, 103, 110, 111, 112, 114, 115, 116, 117, 118, 119, 121, 123, 125, 126, 127, 128, 130, 134, 135, 136, 137, 140, 189, 227.
 John, serjeant-at-law; 3.
Bayly Moore. *See* Ballymore.
Bayntre. *See* Bantry.
Beacons be sett and good watch kepte; 80, 261, 263.
Bealyng, Beling, Belyn, Thomas, of Stradbally; 14, 89, 91, 162.
 Thomas, of Kilcuskane; 82, 86.
Bedlow, Bedlowe, Bedlo:
 Sir John; 87, 138, 177, 217.
 Richard, of Kilsaran; 87.
Bedlowes, the; 166.
Bee, Michael, mayor of Dublin, committed to Dublin Castle; 227, 271.
Begge, Begg, Matthew, of Boranston; 13, 89, 91, 162.
Belfast, Belferside, Bellfarste; 9, 10, 257, 281.
Belferside. *See* Belfast.
Belgar, Belgarde, Bellegarde. *See* Talbot of Belgar.
Belinathafada; 195.
Beling. *See* Bealyng.
Bell:
 Matthew; 197.
 William; 197.

- Bellaghencfoilye.** *See* Piltown.
Bellarture, co. Kildare. *See* Edwarde of Bellarture.
Bellegarde. *See* Talbot of Bellegarde.
Bellingham, Sir Edward, lord deputy; 279, 280.
Bellyarture. *See* Edward of Bellarture.
Bellymoore, Ballymoore. *See* Eustace of Ballymoore.
Belyn. *See* Bealyng.
Bentrie. *See* Bantry.
Berforde, Birforde, Burforde, of Killrowe or Kyllrowe; 15, 86, 89, 91, 163.
Bermingham, Bremengham, Bremincham, Bremyncham, Bremyngeam, Brimingham, Brimingham, Brimudgham, Brymigham, Brymyngham:
 of Russelleswod; 87.
 dominus, de Anrye; 180, 182.
 James; 180, 269.
 John, and Walter his son, covenant with; 36, 259.
 Meyorris; 276.
 Richard; his sons Thomas and Meilor; 182.
 Thomas, the sept of; 180–183.
 Walter, of Donfert; 87.
 William; 86.
 —, serjeant of Meth; 127, 265.
 —, of Castle Richard; 15.
Bermingham's, &c. country; 138, 276.
Berremeth; 177.
Betaghe, Betaught of Moynaltie; 16, 90, 92, 165.
Bethell, Richard; 10.
Bewrke. *See* Burke.
Beyntree. *See* Bantry.
Bingham, Sir Richard; 289, 296.
Birforde. *See* Berforde.
Birnes, Byrnes. *See* Byrnes.
Birt. *See* Byrte.
Black Book, the; 256.
Blackburne, Randall; 197.
Black Castell, co. Meath; 99.
Blacke forde; 111, 112.
Blackhall, Blakehall. *See* Wesley of Blackhall.
Blackney, Blakeney:
 of Rikenhore; 278.
 William of Sawcerston; 13, 90, 91.
 —, of Rigkynehorde; 162.
Blackwater:
 the; 142.
 bridge over the; 231, 271.
Blakeney. *See* Blackney.
Blount baron Mountjoy. *See* Mountjoy.
Bodkin, Christopher. *See* Tuam, archbishop of.
Bolgirs, the; 248.
Bollenebayne, Queen's County; 171.
Bollybegge Creig; 171.
Bondroies. *See* Bundrowes.
Bonnaughtes, bonnawhtes, letters touching; 133, 134.
Bonrattie, Bonrate. *See* Bunratty.
Boranston, Borranston. *See* Begg of Boranston.
Borders, Northern, defence of the; 178,

- Bounratie. *See* Bunratty.
 Bourke. *See* Burke.
 Bowtcher, William; 197.
 Boyle, Richard; 295.
 Boyle, Aboile, co. Roscommon, monastery of; 188.
 Boyne :
 weirs upon the; 277.
 fishing of the; 277.
 Brabant; 53.
 Brabazon :
 Anthony; 292.
 Sir William, vice-treasurer, lord justice, &c.; 65, 277, 278, 280.
 Brady, bishop Hugh. *See* Meath.
 Brandon, John, of Dundalk; 87.
 Brassellagh, Brassillagh, Brasselloghe, Tirlagh, Tirrilloghe. *See* O'Neill.
 Brearton. *See* Brereton.
 Brehon, Brehowne, Breon :
 law; 280.
 and Brehon laws; 283.
 Brehons, Brehownes; 275.
 Breifne O'Raighilligh, Brenny, now the co. Cavan; 193, 194.
 captain of. *See* O'Reilly.
 Bremengham, Bremincham. *See* Bermingham.
 Bremor. *See* Barnewell of Bremor.
 Bremyncham, Bremyngeam. *See* Bermingham.
 Brenny. *See* Breifne O'Raighillagh.
 Breon. *See* Brehon.
 Brereton, Brearton, Brerton :
 Andrew; 277.
 —, general, in Ulster; 10, 258.
 Edward; 10.
 John; 277, 278.
 —, seneschal of Wexford; 278.
 Brian. *See* Bryan, Brien.
 Bridge over the Blackwater; 231, 271.
 Bridge Street. *See* Dublin.
 Brien, Alberus de; 105.
 Brimigham, Brimidgham. *See* Bermingham.
 Broke :
 Henry, of London; 104, 106.
 capt. Roger; 10, 11.
 Browne :
 murder of; 283.
 John; 98.
 Patrick; 51, 52, 103.
 —, of Malrankin; 138.
 Thomas; 3, 6.
 Valentyne; 73, 74.
 Bryan, Brian :
 Sir Francis; 279.
 —, lord marshal; 279.
 —, lord justice; 280.
 John; 138.
 See also Brien.
 Brymigham, Brimidgham. *See* Bermingham.
 Bryne. *See* Byrne, O'Brien.
 Brynmore. *See* Barnewell of Brynmore.
 Bundrowes, Bondroies, near Bally Shan-non, captain of. *See* Oghalloher.
 Bundroys, castle of; 285.
 Bunratty, Bonrattie, Bounratie, Bonrate, co. Clare; 203, 205, 206, 213, 280.
 Burforde. *See* Berforde.
 Burgh :
 [Thomas], lord (lord deputy); 292, 296.
 —, his goods; 296.
 Burke, Burk, Burgh, Burkg, Bourke, Bewrke, de Burgh, de Burgo :
 FitzWilliam de. *See* Clanricard.
 Hugh; 276.
 Roland de. *See* Clonfert, bishop of.
 Shane Coge; 153.
 Thomas, son of the earl of Clanricard; 278.
 —, son of MacWilliam Ewghter; 182.
 Tybbott; 276.
 — Ullick; 158, 182.
 Ullicke, *alias* FitzWilliam de Burgo. *See* Clanricard, earl of.
 Ullicke and John, sons of Richard, earl of Clanricard; 283.
 Walter FitzJohn; 180-183, 269.
 MacWilliam; 62, 195.
 — *See also* Mac William Ewghter.
 Burghs county; 276.
 Burnell :
 John; 294.
 — of Castell Knocke; 82, 86.
 See Sussex.
 Butler :
 Sir Edmund; 132, 138, 271, 272.
 —, complaint against Oliver Fytz-Gerald; 152, 267.
 —, brother of the earl of Ormond and Ossory; 145, 166, 228, 232, 234, 235, 239, 245, 251.
 — Edmund, archbishop of Cashel. *See* Cashel.
 —, [or Edward], captain of the county Kilkenny; 71, 72, 262.
 Edward; 271, 289.
 —, brother of the earl of Ormond; 228, 233.
 James; 100.
 John; 98.
 —, the earl's brother; 100.
 —, bastard brother of the baron of Donboyn; 100.
 Peter, earl of Ossory; 44, 95.
 —, [of Wexford]; 291.
 Pierce, sheriff of the co. Tipperary; 290.
 Piers; 98.
 —, the sheriff, 100.
 — or Pierce, brother of the earl of Ormond; 139, 228, 232, 233, 234, 235, 245, 271, 272.
 —, of Grallagh; 155, 156, 267.
 —, son of the lord Mountgarret; 239.
 Sir Richard; 279.
 —, dame Elenor, sister of the earl of Desmond divorced from; 279.
 Robert, of Curduffe; 13.
 Thomas; 292.
 Mr. Tibbot; 293.

Butler—*cont.*
 Walter; 100.
 earl of Ormond and Ossory. *See* Ormond and Ossory.
 Viscount Mountgarret. *See* Mountgarret.
 Butlers, the; 203.
 Butlers country :
 the; 239.
 names of persons of the; 100.
 Butlerswood; 239.
 Butteler. *See* Butler.
 Button, Sir Thomas; 294.
 Byngerston. *See* Ivers of Byngerston.
 Bynnore; 250.
 Byrnes, Birnes, Bryne :
 the; 14, 17, 67, 74, 89, 94, 109, 124, 126, 135, 139, 141, 143, 166, 169, 250, 272.
 Dowlyn; 17.
 Edmonde Obyrne; 17.
 Tege Oge Obyrne; 17.
 territory of the; 87.
 seneschal of the country of the. *See* Agard.
 country, Newcastle in the; 275.
 doubtful behaviour of the; 140.
 Byrtace; 250.
 Byrte, Birt, of Tullocke; 14, 89, 92, 163.

C.

Cabra, Cabraghe, Carbraughe. *See* Pentkney of the Cabraghe.
 Caddell :
 of the Nall; 14, 89, 92, 163.
 Patrick, of Caddelston; 13, 89, 91, 162.
 Caddelston. *See* Caddell of Caddelston.
 Cahir, Caher, Chaire :
 the baron of; 18, 167, 292.
 [the Butlers] barons of (1556); 18; (1566), 167; (1593), 292.
 a Butler baron of; 278.
 baron of. *See* Dene.
 Calais, Callice; 295.
 Callice. *See* Calais.
 Caltrop, Charles, attorney-general; 294.
 Campion; 294.
 Cams, Thomas, lord of Glenlishe; 295.
 Cane; 276.
 Carbery, Carbry :
 barony of; 87, 90, 93.
 seneschalship of the barony of; 291.
 Carbraughe, Cabraghe. *See* Pentkney of Cabraghe.
 Cardiff, Cardyffe, the justice, of Turvey; 12, 161.
 Carew :
 Sir George, master of the ordnance; 294.
 Sir Peter; 228, 232, 239, 283.

Carickfergus. *See* Carrickfergus.
 Carik Bradaghe; 107.
 Carikyn Earle; 151.
 Carlingford; 11, 19.
 Carloghe, the countie of. *See* Catherlagh.
 Carne, the titell of the; 286.
 Carnowe; 250.
 Caroghmores, John; 95.
 Carragh, Heughe, of Kylquyken, 250.
 Carrick. *See* Carik.
 Carricke Novar, castle of; 276.
 Carrickfergus, Carickfergus, Karickfergus, Knockefergus :
 co. Antrim; 2, 4, 11, 12, 146, 147, 257, 281, 282, 285, 296.
 lord deputy and council at; 6.
 mayor of; 6.
 letter to the mayor of the town and constable of the castle; 1, 257.
 Carrickmayne. *See* Welshe of Carrickmayne.
 Carroghs; 284.
 Cary, Sir George; 293.
 Cashel :
 archbishop [Edmund Butler] of; 280
 — [Miler Magrath] of; 295.
 —, his father Gillegrime Magrath 296.
 Roland [FitzGerald or le Baron], archbishop of [1553–28 Oct. 1561]; 25, 27, 58, 59, 99.
 James [MacCaghwell or MacCarwell], archbishop of [1567–1570]; 231.
 Cashell, John, of Dundalk; 87.
 Castell :
 See Castle.
 Castell Knocke. *See* Burnell of Castell Knocke.
 Castellmarten. *See* Eustace of Castellmarten.
 Castellparke, fort of; 294.
 Castellrycarde. *See* Bermingham of Castle Richard.
 Castelon, Castelltowne. *See* Tankarde of Castelon.
 Castle Corkra, Castle Corkera, in Tirone; 197, 199, 200.
 Castledermot, co. Kildare; 188.
 Castle Finn; 280.
 Castle Gasshill in Ophalye; 151.
 Castlejordan, Castel jordan; 86.
 Castleknock, Castellknock, Castell Knocke, co. Dublin :
 barony of; 14, 82, 86, 89, 90, 91, 93, 162.
 See Burnell of Castell Knocke.
 Castle Martin. *See* Eustace of Castell Marten.
 Castlepark, Castellparke, fort of; 294.
 Castlerichard, Castellrycarde. *See* Bermingham of Castle Richard.
 Castletown, Castelltowne; 176, 269.
 Castro, Fernandus de, marquis of Saria; 64, 65, 66, 262.
 Caterlagh, Caterloughc. *See* Catherlagh.

- Catherlagh, Catherlaghe, Catherlaughe, Cathirloghe, Caterlaghe, Caterloughe; 22, 27, 47, 67, 73, 74, 82, 132, 144, 145, 146, 147, 160, 221, 222, 240, 270, 280, 285, 290, 292.
 the countie of Carloghe; 143.
 special commissioners for; 138, 139.
 captain and constable of; 273.
 sheriff of, captain Herne; 77.
 steward of. *See* Johns.
 castle of; 240.
 cess on; 109, 119, 124, 126, 130, 143, 144, 168, 169, 236, 251.
 Cattle, sale of; 275.
 Cavan, county. *See* Breifne O'Raighiligh.
 Cavanagh. *See* Kavanagh.
 Cave, Amb.; 190.
 Cavendishe, William; 274.
 Cecill, Sir William; 138, 190, 196.
 Cecus, Thadeus; 273.
 Cess :
 Cesse, Cessing, or taking provisions, money, &c.; 3, 8, 11, 22, 42-44, 49, 64, 66-68, 73-75, 95, 101, 102, 108-112, 118, 119, 123-126, 140-144, 146, 147, 159, 168, 169, 172, 176-179, 193, 223, 224, 230, 236, 251, 258-272, 282, 284-288.
 of Kernes, or soldiers and horses; 142, 143, 147, 159.
 composition in lieu of; 290.
 and impositions, lands free from; 191, 192.
 on the co. Waterford; 97, 101.
 persons committed to prison for; 286.
 Cessors, Cessours, Sessours; 146, 193, 264, 283.
 form of letter to; 110, 263.
 — order to; 75.
 Chaire. *See* Cahir.
 Chaloner, Challoner, John, secretary in Ireland; 95, 97, 99, 108, 110, 112, 113, 114, 115, 117, 118, 119, 123, 125, 128, 130, 132, 134, 136, 137, 139, 140, 214, 225, 227, 228, 230, 232, 235, 236, 240, 249, 252.
 Chancellor :
 the Lord; 132, 241, 266, 281, 291, 292, 294, 295, 296.
 — *See* Alen: Dublin, Curwen
 archbishop of: Dublin, Thomas
 Jones archbishop of: Gerarde:
 Weston.
 See Oath.
 Chancery, estreats; 286.
 Chester, merchants of; 282.
 Chevers, Chever, Chivers :
 Sir Christopher, of Maston; 14, 86, 89, 92, 128, 131, 138, 163.
 Robert, of Killange; 227.
 Chichester, Sir Arthur; 293.
 Chivers. *See* Chevers.
 Christchurch. *See* Dublin.
 Church, censures of the; 278.
 — rights of holy; 7, 257.
 Churchtowne, co. Westmeath; 189, 190.
 Clancahir, earl of. *See* McCarty More.
 Clancare, Donyll. *See* McCarty More.
 Clancarroil, Iniskene in; 280.
 Clancolyna; 171.
 Clancosney; 170.
 Clandeboy, Claneboyes; 7, 9, 10, 129, 257, 280.
 Clane, Clean, barony of; 88, 91.
 Clanhauricke, barony of; 221.
 Clanheyne; 280.
 Clannmalaghlyn; 129.
 Clanricarde, Clanrickard, Clanrikard :
 captainship of; 278.
 county of; 61, 62, 63, 277.
 nobilitie and gentlemen of; 279.
 Ullicke Bourke, *alias* FitzWilliam de Burgo, lord FitzWilliam Bourke, first earl of; 182, 273, 274.
 — death of; 277, 278.
 —, his three wives; 278.
 —, his sons; 278.
 —, his son Thomas. *See* Burke.
 Richard de Burgo [second] earl of 113, 157, 158, 195, 202, 203, 204, 225, 268, 269, 282, 283, 284.
 —, Edmund his brother; 182.
 —, second earl of;
 —, his brothers, and one of his uncles, a bishop, can neither speak, or understand their prince's language; 226.
 —, his sons Ullicke and John Burk; 283.
 — committed to prison; 283.
 — undertaking to pacify his son's rebellion; 283.
 —, ordinance between him and MacWilliam Ewghter and others; 180-183.
 —, indenture with the earl of Sussex; 60-63, 262.
 Ulicke [third] earl of, to be pardoned; 289.
 See also Burke.
 Clantane, country called; 70.
 Clare; 205, 213, 273.
 castle of; 202, 241.
 county, *alias* Thomonde; 213.
 Claricarde. *See* Clanricard.
 Clarsson, Clarson, Péter, of Purmaren; 103, 104.
 Clean. *See* Clane.
 Clenlishe, lord of; 295.
 Clifford, Sir Conniers; 296.
 Clinton. *See* Clynton.
 Clodgell. *See* White of Clongell.
 Cloghgrenan; 279.
 Clomblock. *See* Redmounde Oge of Cloinblock.
 Clonaghe; 231.
 Cloncashell; 273.
 Cloncolman; 275.
 Clone, co. Wexford, Nicholas Whitley, prebendary of; 227.
 Clonerawd; 205.
 Clonestlyne; 171.

Clonfert ; 201.
 Roland de Burgo, bishop of ; 60, 157, 181, 226, 274.
 and Elphin, Roland de Burgo, bishop of ; 60.
 Killconell in the diocese of ; 274.
 Clongell, Clodgell. *See* White of Clongell.
 Clonkeyle, O'Realy, captain of ; 276.
 Clonkyen ; 177.
 Clonkyffan ; 177.
 Clonmell ; 57, 99, 101, 278.
 Clonmines, castle of ; 287.
 Clonmore ; 177.
 Clonnogan ; 280.
 Clonraund ; 213.
 Clontarffe. *See* White of Clontarffe.
 Clonynyll, lord of. *See* O'Connor.
 Cloughamon ; 280, 281.
 Clougher, [Miler Magrath] bishop of, and his brother ; 295.
 Clowne Mackanyn, town of ; 113.
 Clynton :
 [lord] E[dward] ; 133, 190, 196.
 Clinton of the Water ; 17, 166.
 of Dromcashell ; 17, 166.
 Patrick, of Dromcashell ; 87.
 Cnochan beside Galway, abbey of ; 274.
 Cockeley. *See* Colclough.
 Cockeston, Cookeston, Cokeston. *See* Ledwyche of Cookeston : Taffe of Cookeston.
 Coins :
 fall of ; 114-117, 264.
 proclamation for the fall of ; 119-121, 265.
 — for keeping within the realm ; 121, 265.
 base coynes ; 112, 115.
 of England ; 114, 264.
 bargains [touching payments in particular kind] of ; 116, 265.
 See also Money.
 Colclough, Cockeley :
 Anthony ; 138.
 —, lease of his manors in Wexford ; 51, 52, 261.
 constable of the castle of Ferns ; 248, 249.
 Cole, Gregory ; 295.
 Coleraine, Coolerane, castle of ; 275.
 Colman ; 295.
 Richard, chief remembrancer ; 295.
 Colpe. *See* Bathe of Colpe.
 Comen, Thomas ; 100.
 Comerforde, Patrick Duff ; 100.
 Richard, of Killogho ; 100.
 Comerton, Thomas ; 100.
 Common Pleas :
 chief justice of the ; 128.
 chief justice of the. *See* Dillon : Nugent.
 new seals for ; 277.
 Comyn, Edmund, of Toloncane, 98.
 Conalde. *See* Connell.
 Conaght. *See* O'Kelly of Connaght.
 Connalia. *See* Tireconnell.
 Connall. *See* Sutton of Connall.

Connaught, Connaght, Conaght, Conought ; 180, 189, 203, 208, 213, 215, 226, 264, 273, 274, 283, 284, 289.
 chief lords of ; 285.
 letter of the lords, chieftains, and knights of ; 290.
 second justice of. *See* Dillon.
 lord president of ; 204, 212, 213, 215, 270.
 — (1570). *See* Fitton.
 — and Council at ; 209, 211, 215, 241, 282.
 —, letter touching the earl of Thomond for ; 216.
 letter of the lord president and council of, touching the earl of Thomonde ; 201-204, 269.
 council in ; 210.
 treasurer of, commitment of ; 284.
 lord FitzWilliam Bourke, captain of ; 274.
 beef taken up in ; 282.
 lands of the house of Kylmaynan in ; 113.
 See Dunmore.
 Connelaugh, Connolagh :
 Neale ; 275.
 —, his son ; 278.
 Connell, Conalde, barony of ; 87, 90.
 Connell Oge's sept ; 129.
 Connello, Connilaghe ; 206.
 Connilaghe. *See* Connello.
 Connolagh. *See* Connelaugh.
 Conor, Cornelius, earl of Thomond. *See* Thomond.
 Constable, rates allowed to the ; 285.
 Contempt, penaltie for ; 276.
 Controversies between party and party ; 26.
 Conwaye, Owen, [of Naas] ; 193.
 Conwey, Conway, Conwaye, George ; 103, 104.
 Cookstown, Cookestowne, Cookeston, Cockeston, Kokeston ; 177. *See* Ledwyche of Cookstown : Tate of Cookeston.
 Coolerane. *See* Coleraine.
 Cooleranill ; 278.
 Cooley. *See* Cowley.
 Coolock, Cullocke, Cowloke, Cowlloke, barony of ; 13, 86, 89, 90, 91, 93, 162, 191.
 Copperas, Coperas ; 230.
 Coraghmore, the baron of. *See* Curraghmore.
 Coran, Cowran, Corran, William, of Corraghe ; 13, 89, 91, 162.
 Cork :
 mayor of ; 229.
 — and corporation of ; 287.
 See Galway, Edward, of Cork.
 county, cess on ; 126.
 —, sheriff of. *See* Grenville.
 Corkra Castle, in Tirone. *See* Castle Corkra.
 Corn and victuals, restraint of ; 294.

- Corne, every farmor of porte; 24, 258.
 Cornelson, Cornelison, Henry; 45, 78, 260.
 Corraghe. *See* Coran of Corraghe.
 Corran. *See* Coran.
 Cosby, Cosbye, Cosbie :
 captain Fraunces; 47, 71, 119, 138, 145, 150, 151.
 Frauncis, seneschal of the Queenes Countie; 241, 243.
 Cosgrave, Nicholas; 192, 193.
 Cotlandstown, Cottlanston, Cotlanston :
 co. Kildare; 191, 192, 193.
 deposition touching; 193, 269.
 Council :
 clerk of. *See* Molyneux; Ussher.
 oath for the; 256.
 no letters, &c. to be signed before they be read in the; 281.
 form of the oath for members of the; 256.
 Council Book :
 Sir William Ussher's table, to the; 257-273.
 the Red [1542-1609], table to the; 273-282.
 table of the, which begun in the year 1589; 294.
 Council of England, the privy; 196.
 —, letter from; 196, 269.
 —, letter touching the creating of a university to; 246, 272.
 —, letter touching the earl of Thomond to; 216, 270.
 —, letter to. *See* Galway.
 Courts of Record, pursevants fees; 254, 255.
 Cowley, barony of; 87, 90.
 Cowley, Cooley :
 George; 291.
 captain Henry; 3, 18, 76, 87, 119, 138, 151, 258, 282.
 Henry, seneschal of the King's County; 283.
 Robert; 3, 138.
 —, Master of the Rolls; 274.
 Cowlocke, Cowlok. *See* Coolock.
 Cowran. *See* Coran.
 Coyne and livery; 290.
 Crenarten; 177.
 Crewse. *See* Cruce.
 Crikston. *See* Barnewell of Crikston.
 Crofte, Sir James, lord deputy; 281.
 Croftes, Richard; 86.
 Crosbye, Fraunces; 47.
 Crosspatrike. *See* Crosspatrick.
 Cross, the Crosse of Dublin. *See* Dublin.
 Crosse counties, composition with the; 292.
 Crosspatrick, Crosspatrike, co. Wicklow, Sir Morishe Odrehen, prebendary of; 227.
 Crowne and Common Pleas, clerk of the; 282.
 Cruce, Crewse, Mr.; 206.
 Walter, of Nall; 13, 89, 91, 162.
 Cuddies; 276.
 Cuff, Cuffe :
 captain; 90, 93.
 Hugh; 296.
 John; 138.
 Cullocke. *See* Coolock.
 Curduffe. *See* Butler, of Curduffe: Fitzsimonds, of Curduffe.
 Curraghmore, Coraghmore, [John Power or de la Poer], baron of; 183.
 Curraneorne; 250.
 Curren, Henry, of Knockedowne; 250.
 Curwen, archbishop Hugh. *See* Dublin.
 Cusake, Cusack :
 of Gerardeston; 15, 89, 92, 163.
 Bartholomew; 164.
 Michael; 15, 89, 92, 164.
 Patrick; 167, 168, 194, 238.
 Sir Thomas; 53, 55, 58, 59, 68, 71, 95, 97, 99, 102, 110, 111, 112, 113, 114, 119, 123, 125, 126, 127, 130, 132, 133, 136, 142, 154, 159, 169, 217, 223, 224, 225, 227, 228, 230, 232, 236, 240, 249, 266.
 Thomas, Master of the Rolls; 189, 251, 252, 254.
 Sir Thomas, lord justice; 281, 282.
 —, to meet Oneyll; 142.
 —, of Lesmollen; 14, 163.

D.

- Dallawod, Mr.; 206.
 Dalton :
 Henry McEdmund; 87.
 Richard; 87.
 Daltons, Daltones, the; 16, 87, 164.
 Daneston, Davyston. *See* Kent of Daneston.
 Daniel, Daniell :
 Terence, [Tirlagh O'Donnell], dean of Armagh; 217, 219, 220, 281.
 William, preacher at Galloway; 296.
 Danyston. *See* Kente of Daneston.
 Darcy, Darcie, Darcye, Darsy :
 Garret; 87.
 John; 16.
 Oliver; 163.
 Thomas; 163.
 —, of Platten; 14, 86, 163.
 Dardeston. *See* Talbot at Dardeston.
 Dartry, Dartrie. *See* Hugh Oge of Dartry.
 Daungebreake; 213.
 Davells :
 Henry; 240, 241, 284.
 —, to be captain of the Cavenaghies; 240.
 Daver; 176.
 Davyston. *See* Kente of Daneston.
 Deassy. *See* Fitzgerald of the Deassy.
 Debt, no distress to be taken for; 279.
 Deece, Dece, Decies, Diece, barony of; 15, 86, 90, 92, 93, 94, 164.

Delahide :
of Assye ; 86, 164.
of Donshaghelyn ; 15, 89, 92.
Fraunces ; 164.
Michael ; 86.
Delamere, Dellamere ; 16, 87, 164.
Delvin, Delvyn, Delven :
baron of, Richard Nugent ; 2, 16, 19,
20, 21, 22, 23, 25, 27, 28, 29, 50,
68, 70, 259.
—, Christopher Nugent ; 164, 167,
168, 169, 194, 199, 200, 201, 223,
224, 230, 232, 249, 269, 288, 295,
296.
barony of ; 75.
Dempse, Patrick ; 193.
Dene, Fowke :
late baron of Cahire ; 76, 263.
—, Patrick his son ; 76, 77, 263.
Dengen. *See* Wellesley of Dengen or
Dyngan.
Denys, Patrick, of Baillymoore ; 192.
Deputy :
the lord ; 247, 259, 260, 261, 262,
267, 268, 269, 270, 271.
his household ; 288, 289, 290.
achates for his house ; 288.
provisions for his house ; 285.
going into England ; 277.
to go against the Spaniards ; 291.
his journey (1584) into Connaught
and Munster ; 289.
to relieve the castle of Enniskillen ;
292.
See Bellingham ; Crofte ; Fitz-
Williams ; Perrot ; St. John ; St.
Leger.
and Council ; 241, 242, 244, 247, 257,
259, 269.
Derby, William, 18, 258.
Derikill ; 170.
Derpatrike. *See* Flemyng of Derpatrike.
Derry ; 186, 269, 280.
Desertdelan. *See* Sarsfelde of Desertdelan.
Desmond, Desmonde, Desmound :
Sir John of, brother of the earl of
Desmond ; 283.
Sir Thomas of ; 205, 206.
James [Fitzgerald fourteenth] earl of ;
36.
—, indenture with lord Roche ; 58,
262.
—, —, Tege McCormoke ; 59, 262.
—, and his son lord Gerald ; 58, 59.
—, —, their indenture with the
earl of Ormond ; 57, 262, 264.
—, his son lord Garrett ; 57.
—, privilege claimed not to come
to parliament or within any walled
town ; 274.
—, beheading of his grandfather at
Drogheda ; 274.
Gerald, or Gerot [Fitzgerald fifteenth]
earl of ; 95, 99, 100, 133, 154,
155, 183, 266, 267, 283, 284.
—, order between the earls of Or-
monde and ; 98.

u 83827.

Desmond, Desmonde, Desmound—*cont.*
—, earl of, names of his men ; 99,
100.
—, pledges for keeping the peace
during his absence ; 144, 267.
—, his country ; 100.
—, to be proclaimed a traitor ; 284.
—, his brother, Sir John of Des-
mond ; 283.
—, his sister Elinor. *See* Butler ;
Tobin.
—, order between the earl and
Teige McCormoke for the castle
of Carrick Novar ; 276.
—, lord treasurer of Ireland ; 280.
John FitzJames of ; 98.
Devereux, Devereus, Deveroux, Devrous :
Alexander. *See* Ferns, bishop of.
Sir Nicholas, sheriff of Wexford ;
138.
W., treasurer of Ferns ; 227.
W., prebendary of Taghmon ; 227.
earl of Essex. *See* Essex.
Dias. *See* Dyas.
Diavus, Diego ; 103.
Dies. *See* Dyas.
Dillon, Dillowne, Dyllon :
Bartholomew, of Kappoke ; 14, 89,
91, 162.
George ; 87.
James, farmer of Ardenegraghe
Castell ; 52.
Lucas [chief baron of the Exche-
quer] ; 246.
Luke or Lucas ; 156, 249, 252, 254,
255.
Luke, the attorney general ; 245.
Peter ; 163.
Robert, chief justice C. P. ; 15, 23,
36, 44, 55, 64, 68, 71, 75, 86, 89,
92, 97, 99, 102, 103, 108, 113, 114,
115, 116, 117, 118, 119, 123, 126,
127, 132, 135, 136, 154, 159, 164,
169, 203, 223, 224, 225, 228, 230,
236, 249, 251, 252, 258, 288, 295.
—, second justice of Connaught ;
283.
Thomas ; 52.
—, of Ryverston ; 15, 89, 92, 163.
Dillons :
the ; 16, 164.
country [in Westmeath] ; 52, 261.
Dingham, Dyngan, Dyngghain in Offaly ;
5, 18, 27, 124, 125, 257, 258.
Dixe, William, auditor ; 148.
Dixon, William ; 197.
Dobben, Peter, mayor of Waterford ; 52.
Doben, Patrick ; 241.
Dobene, Doben, James ; 79, 80.
Dolardston. *See* Aylmer of Dolardston.
Donboine, baron of. *See* Dunboyne.
Donbro. *See* Barnewall of Dunbro.
Donbyn. *See* Dunboyne.
Dondalk. *See* Dundalk.
Donegal. *See* Tirconnell.
Donell, Davy, of Baillymoore ; 192, 193.
Donfert. *See* Bermingham of Donfert.

U

Dongennan. *See* Dungannon.

Donnes, the; 47.

See Dunne; Odonne.

Donnow. *See* Lynche of Donnow.

Donnowre. *See* Lynche of Dunore.

Donsene. *See* Dunsany.

Donshaghelyn. *See* Delahide of Donshaghelyn.

Donshaghlen. *See* Ivers of Donshaghlen.

Donsoghly, Donshogheleye:

See Plunket of Donsoghly.

baron of, John Plunkett; 3, 13, 20, 23,
24, 25, 27, 29, 30, 36, 43, 44, 64,
71, 73, 75.

Donyll, Donytt, James; 46.

Dorans, the; 279.

Doughe:

Art *See* McArte.

Caer; 240.

Douthe, Douth. *See* Netherfelde of Dowthe.

Dowdall, Dudall:

George, archbishop of Armagh. *See* Armagh.

Henry; 19, 258.

James; 15, 86, 90, 92, 164.

—, the [queen's] solicitor; 128.

—, justice of the Queen's Bench;
184, 217, 219, 220.

—, second justice of the Bench,
chief commissioner of Munster;
284.

Nicholas, of Newton; 87.

Dowdalls, the; 17, 166.

Dowding, James, of Ballymoore; 191, 193.

Dowe, Donogh, of Ballekonill; 250.

Dowgesshell; 28.

Dowlins, the; 129.

Down, Downe, Dune:

Eugene Magennis, bishop of; 6, 10.
monastery of the Gray friars in; 273.

Downe, Dermode. *See* McCrahe.

Downlovan. *See* Tallon of Downlovan.

Dowthe. *See* Netherfelde of Dowthe.

Dracott. *See* Draycott.

Drake:

of Rahode; 16, 90, 92, 165.

George; 86.

Draycott, Dracott:

Henry [of Duleek], 86, 138.

Henry, Master of the Rolls; 154,
156, 223, 224, 225, 227, 228, 230,
232, 236, 240, 241, 249, 252, 254.

Drishshoke; 213.

Drougheda, Drougheda:

town of; 17, 67, 68, 74, 93, 106, 107,
108, 109, 154, 166, 168, 171, 172,
174, 175, 176, 177, 178, 183, 222,
239, 264, 269, 274, 277, 286.

— Parliament at; 55.

— lord lieutenant, &c., at; 108.

St. Peter's church; 238.

Dromcarre; 177.

Dromcashell. *See* Clynton of Dromcashell.

Dromconragh near Ardie; 279.

Dromconraghe. *See* Bathe of Dromconraghe.

Dromcormocke; 226.

Dromgarra; 219.

Dromgold, Dromgowle, Nicholas; 87, 177.

Dromiskin, Dromiskyn; 177.

Dromnaghe, Drumnaghe. *See* Barnewall of Dromnaghe.

Drougheda. *See* Drogheda.

Drumnaghe. *See* Barnewall of Drumnaghe.

Drumyn; 177.

Drury, Sir William; 287.

Drynann. *See* Wycombe of Drynann.

Dublin:

the archbishop of [1545], 278.

Hugh Curwen archbishop of [1555–
1567], chancellor of Ireland; 2, 3,
4, 5, 6, 9–13, 19–23, 25, 27, 29–32,
36, 39, 43–45, 50, 52, 53, 55, 64,
68, 71, 73–75, 82, 86, 91, 95, 97,
99, 103, 108, 110, 113, 114–117,
119, 121–128, 130, 132, 134–140,
162, 178, 179, 259, 262.

—, great seal newly sent over de-
livered to; 68, 74, 262.

George [archbishop of]; 189.

Adam Loftus, archbishop of; 214,
224, 225, 231, 235, 240, 252, 255,
284, 286, 288.

Thomas Jones, archbishop of, the lord
chancellor; 294.

Christ Church; 1, 55, 144, 149, 227.

—, dean of. *See* Lockwood.

St. Patricks, dean of. *See* Basnet.

—, consultations at; 141.

Dublin city; 1, 2, 12, 17, 18, 19, 20, 22, 23,
24, 25, 30, 31, 32, 35, 36, 39, 42,
43, 47, 49, 50, 51, 52, 55, 64, 66,
68, 70, 71, 73, 74, 75, 79, 80, 93,
97, 101, 102, 111, 112, 113, 114,
116, 117, 118, 121, 122, 123, 125,
127, 128, 133, 134–144, 146, 149,
151, 153, 154, 156, 160, 166, 169,
180, 193, 196, 197, 205, 209, 214,
215, 217, 223, 226, 227, 236, 240,
242, 244, 245, 246, 254, 259, 263,
266, 267, 269, 272, 281, 293, 294.

monastery of St. Mary; 238.

Saint Sepulchres, Saynet Pulchers,
nigh; 74, 149, 150, 151, 152, 224.

Trinity College near; 294.

—, vice provost of; 294.

University in, letter to the Council in
England touching the erection of a;
246.

citizens of; 289.

the lord deputy, or lord chancellor,
and council at; 241.

Michael Bee, mayor of; 227; 271.

sheriffs of; 281.

Bridge Street in; 283.

measure of; 75.

Parliament [83 Henry VIII.] at;
273.

See Hope of Dublin.

Dublin castle; 27, 28, 47, 139, 156, 215,
227, 228, 229, 230, 231, 232, 233,
234, 235, 236, 248, 250, 252, 271,
288, 290, 291, 293.

—, constable of. *See* Parker.

—, chamber; 133.

- Dublin county ; 3, 23, 27, 44, 67, 68, 73-75, 82, 83, 88-91, 93, 101, 109, 110, 111, 123-126, 128, 132, 141, 142, 143, 147, 160, 168, 169, 176, 213, 223, 224, 230, 236, 240, 247, 251, 261, 263, 266, 284, 291.
- commissioners to execute martial law ; 137.
- sheriff of ; 12, 82, 85, 140, 161.
- . *See also* Luttrell ; Pyfolde.
- virtuallier for ; 102.
- the Marches of ; 14, 285.
- musters or levy of men in ; 86, 178, 179.
- thoroughfare towns in ; 188, 269.
- to carry timber to the fort in Leix ; 279.
- order for the possession of the furrows in, to be given to Robert and James Hetherington ; 294.
- county and cross ; 178, 179.
- Dudall. *See* Dowdall.
- Dudley, [lord] R[obert] ; 133.
- Duff, Edmund ; 178.
- Duffe, Phelym. *See* O'Neill.
- Duffes :
the ; 147.
- McEdmunde, country ; 141, 143.
- Duine, MacSwine ; 187.
- Duke, Henry ; 287.
- Duleek, Duleke, Dulike, Dulyke, barony of ; 14, 86, 89, 90, 92, 93, 163.
- Dullarde, John ; 100.
- Dunbenne ; 176.
- Dunboyne, Donboine, Edmund Butler, baron of [1538-1566] ; 18, 95, 99, 100, 125, 130, 155, 156, 167, 183, 267.
[James Butler], baron of ; 292.
- Dunboyne, Donboyne, Donbyn :
co. Meath ; 168.
barony of ; 15, 67, 86, 90, 91, 93, 110, 124, 125, 164.
parsonage of ; 295.
- Dundalk, Dundalke, Dondalk :
town of ; 2, 11, 31, 123, 157, 158, 159, 165, 172, 173, 176, 189, 218, 223.
besieged, 174.
barony of ; 87, 90, 176.
See Brandon of Dundalk : Cashell of Dundalk.
- Dune. *See* Down.
- Dungannon, Dongennan :
[Matthew O'Neill], baron of ; 7, 8, 17, 259.
his son Arte Oneill ; 136, 266.
See also O'Neill.
- Dungarvan ; 147.
- Dunhany ; 177.
- Dunleir ; 177.
- Dunmore Castle in Connaught ; 182.
- Dunmowghan ; 176.
- Dunne, Dune, Oeconnor ; 158, 180.
See Donne ; O'donne.
- Dunnowre. *See* FitzGarret of Dunnowre.
- Dunore, Dunnow. *See* Lynche of Dunore.
- Dunsany, Donsany :
the lord of, 14, 163.
baron of, Christopher Plunkett, 25, 27, 36,, 44, 50, 55, 68, 74, 86, 97, 103, 108, 114, 116, 117, 118, 119, 123, 128, 130, 135, 136, 249.
- Dyas, Dias, Dies :
Francisco, 45, 46, 260, 263.
——, Hispaniarde, and John Neyle, and the merchants of Waterforde, order between ; 78-80.
- Dyllon. *See* Dillon.
- Dyngan, Dyngghain, Dengen. *See* Dinghan ; Wellisly of Dyngan.
- Dysert Galen ; 129.

E.

- Eastbrooke, or Toghesuier, what is ; 274.
- Echingham, Osborne ; 189.
- Edermine, Edermen, co. Wexford, Richard Sinot prebendary of ; 227.
- Edward VI., King ; 5, 65, 262, 280, 281.
- Edwarde, Patrick, of Bellyarture, or Bellarture, 191, 193.
- Egremounde and Burnell. *See* Sussex.
- Elderfleet, Olderfleet, 294.
- Elizabeth :
Queen, 70, 74, 118, 127, 132, 134, 190, 191, 213, 262.
——, her letters touching the Earl of Thomond ; 210-212, 270.
- Eltham ; 73.
- Ely ; 262, 275.
land in ; 277.
O'Carrall ; 280.
Ely Occarwell, country of ; 34, 63, 68, 69, 259.
- England, Inglande ; 12, 55, 114, 133, 134, 144, 148, 173, 207, 210, 211, 218, 264, 277, 281, 286, 287, 295.
the Council in ; 73.
——. *See* Council in England.
letters from ; 290.
licence to pass into ; 207, 209.
base money or coins in ; 112, 115, 120, 264.
refusal to receive coins of ; 114.
money of ; 232.
salmon shipped to ; 281.
Great Seal of ; 66, 237.
seals out of ; 275.
seals sent to ; 275.
sending Kerne into ; 277.
Mint of ; 120.
transport of soldiers into ; 110.
- English Pale. *See* Pale.
appareil ; 202.
English appareil ; 20, 21.
baronies. *See* Wexford.
counties, or shires ; 50, 282.
name, men of ; 229.
- Englishman, desire to be reputed an ; 274.
- Enishowen ; 275.
- Eniskorthie. *See* Enniscorthy.

Ennis, Inishe, Inyshe, co. Clare ; 202, 203, 204.

Enniscorthy :

Eniskorthie, Eniscorthy, Inishcorthy ; 239, 280.

castle of ; 277, 292.

Ericke :

erige ; 275, 276.

nature of ; 274.

Erlestone, a house called ; 225.

Escute, James, of Pomaren. *See* Jacobson.

Essex :

[Robert Devereux] earl of ; 293, 296.

Walter [Devereux] earl of ; 285.

Etlea. *See* O'Carwell.

Etotane, Morice ; 100.

Eustace, Ewstas, Ewstace :

of Castell marten ; 87, 202.

of Laskartan ; 164.

Christopher ; 191, 192, 193.

Edmund, of Curraneorne ; 250.

James ; 87.

—, of Fryertoune ; 250.

John, of Castlemartin ; 127, 138.

Sir Morrice ; 191, 192, 193.

Nicholas, of Yagogston ; 193.

Richard, of Tullaghgarry ; 87.

Thomas, of Ballymoore ; 191, 192, 193.

lord of Kilcullen. *See* Kilcullen.

See FitzEdmounde, John Eustace.

viscount Baltinglas. *See* Baltinglas.

Even Ro ; 287.

Everarde, Arverde, James, of Randelston ; 16, 86, 90, 92, 165.

Everes, Evers, Ivers :

Barnaby ; 86, 89, 92.

See Ivers.

Ewghter, MacWilliam ; 180-183, 269.

Ewstace. *See* Eustace.

Exchequer, the ; 187, 268, 286, 292.

seal of the ; 68, 75, 275.

chancellor of the. *See* Mollinex.

barons of the ; 291.

baron of. *See* Bathe ; White.

chief baron of the ; 128, 291.

—, *See* Dillon.

in England, baron of. *See* Walsh.

F.

Fannade, MacSwine ; 187.

Farbill, Ferbill ; 142.

county, commission for the ; 139.

barony of ; 87, 164.

Farmanagh. *See* Fermanagh.

Farney, Ferne, Fernie, Fearnie, Fearney, Fearnay :

co. Monaghan ; 74, 109, 124, 126,

144, 184, 280, 282, 287.

captain of ; 17, 74, 166, 184.

—, *See* MacBryan ; McRory of Fearnay.

Fassaghe of Beyntree, Fassaghe Bayntre, Faussaugh Bentríe. *See* Bantry, co. Wexford.

Fassaghesleabuy, barony of ; 221.

Fay, Fey :

Garrett, sheriff of Westmeath ; 167, 168.

John ; 177.

Fearnies, Fernes. *See* Ferns.

Fearney, Fearnie. *See* Farney.

See McRory of Fearney.

Feathelyke ; 96.

Federt. *See* Fethard.

Fees, &c. ; 294.

pursevents ; 254, 288.

Feld of Payneston ; 163.

Felony, concealment of ; 281.

Feltrym. *See* Russell of Feltrym ; Tailleur of Feltrym.

Fenton, Sir Geoffrey, Jeffrey, the secretarie ; 290, 291, 295.

Ferbill. *See* Farbill.

Fercall, Ferkeall, captenry of ; 261, 274.

Ferkeall, or Omulloyes countrey, [part of King's County] ; 47, 48.

Fermanagh, Farmanagh, county ; 173.

Ferney, Ferne, Fernie, Ferneay, Fearnie.

See Farney.

Ferns, Fernes, Fearnies ; 280, 281.

castle of, 249, 275, 277, 281.

— constable of. *See* Colclough.

— Thomas Maysterson, farmer of ; 248.

Alexander Devereux, bishop of, [1539-1566] ; 36, 103, 264.

bishop and chapter of, letter touching their residence ; 226, 271.

John Devereux, bishop of, [1566-1578] ; 227.

deanery of ; 294.

prebends of. *See* Clone, Crosspatrick, Edermine, Taghmon, Tomb, Whitechurch.

chancellor of. *See* Keting.

prebendaries of. *See* Devereux ; Hay :

Laffane ; Odrehen ; Sinot ; Whittey.

treasurer of. *See* Devereux.

Ferrard, Ferrarde, barony of ; 17, 87, 93, 166, 177.

Fertry. *See* Tooles of the Fertry.

Fertullaghe. *See* Tirrell of Fertullaghe.

captain of. *See* Tirrell.

Fethard, Fiddertthe, Federt, co. Wexford ; 103.

a ship lost near ; 103, 264.

Fey. *See* Fay.

Fiddertthe. *See* Fethard.

Field. *See* Feld.

Field or Fyllie, bishop Thomas. *See* Leighlin.

Finglas, Fingles, Fynglas, Fynglasse ; 179.

Patrick, 86.

— of Westpleston ; 12, 82, 86, 88, 91.

Richard, sergeant-at-law ; 82, 86, 128.

— of Kilselhan ; 88, 91.

— of Westpleston ; 12, 161.

Finglas, Fingles, Fynglas, Fynglasse—*cont.*
 Roger, of Poterston; 14, 82, 86, 89, 91, 162.
 Finn, castle of. *See* Castle Finn.
 Fish; 275.
 Fitton, Fyton, Sir Edward, lord president of Connaught; 203, 204, 207, 227, 228, 230, 283, 284.
 FitzArthur, Charles; 277.
 FitzEdmunde, FitzEdmounde, FitzEdmonde:
 John Eustace, [of Bellymoore]; 193.
 Thomas; 88.
 William Bourke; 100.
 Sir William Bourke; 206.
 Walter, of Butlerswood; 239.
 FitzGarrett, FitzGarret, Fitzgarald, Fytzgarald:
 George, 87.
 James, of Dunnowre; 88.
 —, of Grange Mollen; 87.
 Sir Morice, or Sir Morishe; 97, 98, 101.
 Maurice, of Osberton; 87.
 Oliver; 152.
 FitzGerald, Fitzgarald, FitzGerald, FitzGerralde:
 Gerald, earl of Kildare. *See* Kildare.
 — FitzJames, earl of Desmond. *See* Desmond.
 Gerald McOlyver; 52, 261.
 James, 274.
 — FitzJohn, earl of Desmond. *See* Desmond.
 John, brother of the earl [of Desmond, 1560]; 100.
 Sir Morrice, of the Deassy; 154, 267.
 Oliver; 152, 267.
 Roland, archbishop of Cashel. *See* Cashel.
 Thomas, son of Morice Etotane; 100.
 Thomas Roo, the earl [of Desmond's] brother; 100.
 FitzHarris, William; 277.
 FitzHenrie:
 Thomas, and viscount Montgaret, indenture between; 76, 77, 263.
 —, his son, Matthew; 76, 77.
 FitzHenry, Arthur; 220.
 Fitzsimons. *See* Fitzsimons.
 FitzJames:
 Edward; 88.
 John. *See* Desmond.
 Thomas Vale; 100.
 FitzJohn, FitzJones, of Fyanston; 16, 86, 165.
 FitzMartin, Ambrose Lynch, Mayor of Galway; 60.
 FitzMaurice, baron of Lixnaw. *See* Lixnaw.
 Fitzmorice, FitzMorishe, FitzMorrish, FitzMoris:
 lord; 206.
 James; 206, 207, 213, 251, 285.
 FitzPatrick, Fitzpatricke, Fitzpatrickes, Fitzpatricke:
 Sir Barnaby, son of the baron of Upper Ossory; 18, 145, 149, 150, 167, 242, 243, 244, 272.

FitzPatrick, Fitzpatricke, Fitzpatrickes, Fitzpatricke—*cont.*
 Barnaby, baron of Upper Ossory. *See* Ossory, Upper.
 John, 71.
 FitzPhilip, Garret, 87.
 FitzRedmond, Thomas; 286.
 Fitzsimons, Fitzsimons, Fitzsymondes:
 Edward, [queens sergeant]; 245.
 Michell; 294.
 Richard, of Balmadroght; 13.
 Thomas, of Curdiffe; 13, 89, 91, 162.
 FitzThomas, Fitzthomas:
 Sir Morace, Morice, Morishe; 88, 102, 114, 239.
 FitzTybbode, William Burke, of Ballylogan; 100.
 Fitzwalter, Fitzwauters, Fytzwauters, Fytswauters. *See* Radcliffe, Sir Thomas, lord Fitzwalter.
 FitzWilliam, William, 282.
 FitzWilliams, Fitzwilliams, Fitzwillames, Fytzwylyams:
 Brian; 127, 176.
 John; 145.
 Michael, surveyor; 250.
 Thomas; 86, 138.
 — of Holmepatrice; 82.
 — of Meryon; 14, 89, 91, 163.
 Vice-treasurer of Ireland.
 Sir William, vice-treasurer of Ireland; 3-12, 75, 95, 97, 99, 108, 110, 111, 112, 113, 114, 119, 123, 125, 126, 127, 134, 135, 136, 137, 140, 149, 199, 200, 201, 223, 224, 227, 228, 230, 231, 236, 251, 252, 258, 270.
 — Vice-treasurer, queen's letter for his admission as lord justice; 118.
 — lord justice, 118, 119, 265.
 — lord deputy; 282, 290, 294, 295.
 Fiz. *See* Fitz.
 Flanders, Flaunders; 45, 46, 78.
 Flattisbury, Flatisburge, James; 87, 138.
 Fleet dispersed [of the Spaniards]; 291.
 Fleming, Flemyng:
 of Derpatrike; 15, 164.
 of Syddan; 16, 86, 90, 92, 168.
 Thomas; 55, 184, 261.
 — of Stephenston; 16, 86, 90, 93, 165, 167.
 — of Stevenson, sheriff of Meath; 167, 168.
 baron of Slane. *See* Slane.
 Fleminges, the, a thefe running away with ther goodes; 79.
 Flemyngton. *See* White of Flemyngton.
 Flood. *See* Flude.
 Florence, duke of; 294.
 Fludde, captain; 176.
 Footman, payment for; 16.
 Fore, Fower, Fowre:
 barony of; 16, 86, 90, 93, 94, 164, 165, 167.
 Foreswearing their hands; 284.
 Forth, doctor; 287.

Forth, barony of, co. Wexford; 139.
 Foster, Christopher, of Killieghe; 13, 89, 91, 162.
 Fowlkes country; 64.
 Foxes, the; 135.
 France, Fraunce; 210, 211, 212, 213, 216, 218.
 [queen's] ambassador in; 210.
 king of; 295.
 — ambassador of; 295.
 See also French.
 Freeholders passing their lands; 295.
 French:
 peace with the; 132, 266.
 court; 210.
 commodities; 288.
 shipping; 288.
 Frenchmen; 278, 288.
 Friar, monk, nun or priest [must conform]; 294.
 Fryertoune; 250.
 Furlong, John, of Horetone; 103.
 Fyanston. *See* FitzJohn of Fyanston.
 Fyaston, Fyanstone, a parcel of Cotlands-town; 191, 192.
 Fyllie or Field, bishop Thomas. *See* Leighlon.
 Fynglasse. *See* Finglas.
 Fytton. *See* Fitton.
 Fytz. *See* Fitz.
 Fytzgarald. *See* Fitzgerald.
 Fytzwauters. *See* Fitzwalter.

G.

Galloglasses:
 captains of, agreement with the lord deputy; 177.
 captenry of the septs of; 123, 265.
 Galmoweston, Galmoreston. *See* Balte of Galmoweston.
 Galtrim, Galtrym, [Patrick Hussey] baron of, 15, 86, 90, 92, 131, 164.
 Galway, Edward, of Cork; 282.
 Galway, Gallway:
 town of; 60, 61, 181, 202, 203, 262, 273, 278.
 mayor of; 60, 113, 157, 158, 229, 279.
 customer of; 279.
 letter to the Council [in England] for erecting a free school in; 225, 271.
 parsonage of; 225, 274.
 to be freed from appearance in Parliament; 274.
 house of St. John's in; 113.
 house called Erlestone; 225.
 [none can bear office before he speak English in]; 226, 271.
 college of priests in; 225.
 old statutes of; 226.
 ships of St. Malows in; 295.
 See Cnochan; Daniel.
 Galyn, Galin, the sept in; 129.

Gardener, Sir Robert; 292, 296.
 Garet, Baron; 88.
 Gargell. *See* Garrehill.
 Garinons. *See* Garnons.
 Garlande:
 Edward, of Garlandston; 87.
 Sir James; 87, 102.
 Garlandston. *See* Garlande of Garlandston.
 Garnons, Garinons; 17, 166.
 Garrehill, Gargell, co. Carlow; 239.
 Garribride, chapel called; 277.
 Garrisons, the lord deputy authorised to increase; 229.
 Garvally, castle of; 181.
 Gaynke, Shane McTeige; 100.
 Geraldines; 251.
 Gerarde. *See* Gerrard.
 Gerardeston. *See* Cusake of Gerardeston.
 Gerrard, Gerarde:
 G.; 110.
 William, lord chancellor; 285, 286.
 Gerradistowne. *See* Cusake of Gerradistowne.
 Gibbiston. *See* Plunket of Gibbiston.
 Gilbert:
 Mr.; 204.
 Sir Humphrey; 252.
 Girtou, Gyrtou:
 captain, the queen's secretary; 90, 93, 94.
 —, his horsemen; 131.
 —, his bands; 142.
 Glammalirry. *See* Glanmeliry.
 Glancapp; 39, 260.
 Glancry; 260.
 Glanmeliry, Glammalirry, Glammalire, Glanmalirry, Glanmoulyry, Glanowhirie [Clanmalire, or O'Dempsey's country]; 32, 40, 99, 144, 145, 260.
 Glanowhirie. *See* Glanmeliry.
 Glaspestell; 177.
 Glibb; 276.
 Gloucester, Gloucester, city of; 253, 272.
 Gilding:
 of Pierston; 89, 92.
 Walter, of the Grange; 13, 89, 91, 162.
 Goldsmith, Goldsmyth, Gouldsmith, John; 43, 52, 53, 274.
 Gomast, John, of Ballymore; 193.
 Goods, stollen; 25, 258.
 Gormanstown, Gormanstowne, Gormanston:
 viscount; 14.
 [Janico Preston] viscount; 25, 27, 36, 50, 55, 70, 82, 86, 89, 92, 110, 111, 112, 119, 123, 154, 163.
 [Christopher Preston] viscount; 249, 291.
 Gory, Robert; 189, 190.
 Goshawks; 65, 66, 262.
 Gouldsmith, John. *See* Goldsmith.
 Grace:
 Edmund, of Walterstone; 250.
 James FitzJohn; 100.
 John; 292.

Grace—*cont.*
 John, of Fowlkes country; 64.
 Piers; 99.
 Oliver; 71.
 Gracedieu, Gracedwe. *See* Barnewall, of Gracedieu.
 Grague, Grage, co. Kildare; 191.
 Grain carried from the English Pale into the Irishmens country; 20.
 Grallagh. *See* Butler of Grallagh.
 Grange. *See* Golding of Grange.
 Grange Mollen. *See* FitzGarrett of Grange Mollen.
 Graung. *See* Golding of Grange.
 Greenwich; 238, 247, 250.
 Grenan :
 See McRichard of the Grenan;
 Nynaghe of the Grenan.
 Grenock, co. Meath; 188.
 Grenville, Richard, sheriff of Cork; 251.
 Grey, Arthur lord; 287, 288.
 Greyhounds; 65, 66, 262.
 Grote, Adrian de; 105.
 Gylberstone; 250.
 Gyrtun. *See* Girtun.

H.

Hadsor; 166.
 Haggard; 176.
 Halfpenny, redd Harpe and Rose; 122, 265.
 Hamling, Hamlin, Hamlyng, Hamlyn, of Smytheston; 14, 89, 92, 163.
 Hammon, John, of New Haggarde; 64.
 Hamound, Laurence; 86.
 Hampton Court; 212.
 Hampton pool in the river of Wexford; 253.
 Hand-lock, a; 156.
 Handmaide, the, a queenes shipp; 286.
 Hanmer, doctor; 295.
 Harbart, Harbert, Harberte, Herbert, Herberte :
 Francis; 277.
 Sir Fraunces; 15, 90, 92, 150, 152, 193, 267.
 Nicholas; 138, 150, 151, 193, 267.
 Thomas; 3, 44, 45, 50, 68, 74, 108, 113, 114, 119, 123, 138.
 Sir William; 295.
 Haroldes country; 14.
 Harpers; 285.
 See also Bards.
 Harrington, Sir Henry; 296.
 Hawkes and boundes, warrants for; 64.
 Hawking, restraining; 295.
 Hay :
 David, of Sleade, co. Wexford; 5, 6, 12, 19, 20, 22, 25, 27, 31, 36, 39, 43, 44, 139, 262.
 — his son James; 139.
 Stephen, prebendary of Towne; 27.
 Heinestowne; 176.
 Hemp. *See* Wexford.

Henry VIII., king; 5, 64, 262, 273.
 Herbert. *See* Harbart.
 Herne. *See* Heron.
 Heron, Herne, Heronn :
 captain [Nicholas]; 71, 82, 138, 146, 160, 183.
 — captain of the Cavenaghes country; 166.
 — sheriff of Catherlagh; 71.
 Herrings, heareings; 275.
 Hetherington :
 James; 294.
 Robert; 294.
 Hickye, William; 197.
 Hill of Alenston or Allenston; 90, 93, 164.
 Hispaniades; 79.
 See Spain, merchants of.
 Hogan :
 Mathewe and Donogh; 100.
 William; 100.
 Hollywodde. *See* Holywodde.
 Holmepatrick. *See* Fitzwilliams of Holmepatrick; Parker of Holme Patrike.
 Holmpatrick, Old Patricke, near Skerries, co. Dublin; 279.
 Holywodde, Hollywodde, Hollywood. Nicholas, of Tartayne, 13, 90, 91, 162.
 Hone, John; 52.
 Hookes; 191.
 Hope, Walter, of Dublin; 113, 189, 190, 264, 269.
 Horetown, Horetone. *See* Furlong of Horetone.
 Horne, John, mariner of Gloucester; 253, 272.
 Horsey :
 captain; 176.
 Jasper; 148.
 Hossey. *See* Hussey.
 Hostings or musters; 2, 5, 12-18, 33, 36, 39, 55, 56, 64, 70, 71, 73, 83-85, 86-94, 108, 122, 127, 128, 154, 161-167, 176, 178, 179, 223, 224, 227, 231, 232, 236, 240, 249, 258-272, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289-293, 295.
 commissions made out of the; 82.
 — instructions annexed to; 83-85.
 commissioners of; 86-88, 127.
 See also Musters.
 Hoth, Hothe. *See* Howth.
 Hounds. *See* Hawkes.
 Howard, [lord] W.; 190, 196.
 Howth, Howthe, Hoth, Hothe :
 Emery or Amery, of Killester, 13, 89, 91, 162.
 John, gentleman; 178, 179.
 Thomas, justice; 189.
 Howth, Houthe, Houth, Hoothe; 55, 148, 267.
 [Richard St. Lawrence] lord of; 13, 281.
 [Christopher St. Lawrence], lord; 71, 82, 85, 86, 89, 91, 103, 113-118, 126, 135-137, 140, 142, 154, 162, 223, 240, 249.

Howth, Houthe, Houth, Hoothe—*cont.*
 lady [1578 or 1579] of; 287.
 [? Nicholas St. Lawrence]; 295.
 Hugh Oge of Dartry; 67, 74, 109, 124,
 126, 144.
 Hussey, Hossey, Meilor, Melor, or Meylor;
 86, 151, 156, 157, 164.
 Robert; 192.
 baron Galtrim. *See* Galtrim.
 Hy Many. *See* Imanny.

I.

Ibrackan, Ibrecane, Ybrecan, [Donough
 O'Brien], son of the earl of Thomond,
 baron of; 277.
 Idle:
 people; 26.
 persons and vagabonds, proclamation
 touching; 20.
 Idrone; 274, 280.
 Ikeathy, Okethy, barony of; 87, 90.
 Imanny, Na Maine Hy Many; 180.
 Incolai, Peter; 105.
 Inesclerafe; 177.
 Iniscorthy. *See* Enniscorthy.
 Inishe. *See* Ennis.
 Inishenincadriu; 275.
 Inishowen; 278.
 Iniskene in Clancarroll, 280.
 Inyshe. *See* Ennis.
 Ireland:
 lord chancellor of. *See* Chancellor,
 the lord.
 lieutenant-general of. *See* Radcliffe.
 earl of Sussex.
 lord deputy of. *See* Radcliffe, lord
 FitzWalter; St. Leger; Sydney.
 lord justice of. *See* Arnold.
 vice-treasurer and receiver-general.
 See Rouse; Sydney.
 principal rebels of; 251.
 proclamation touching payment of
 money for their Majesties [Mary
 & Philip]; 1.
 money of; 58, 80, 221, 222.
 sterling money; 114.
 the teston currant in England at
 sixpence to be currant at eight-
 pence in; 112.
 Treasury of; 120.
 universall quietnes nowe in this
 realme; 110.
 Irish, Yrishe:
 captains, letters for victuals to; 143.
 lords; 178.
 lords and captains; 144, 145.
 Yrishe lords and capitaynes in the
 hosting; 17, 166.
 pledges taken of the; 47, 260.
 testaments. *See* Printing.
 borders; 130, 140.
 coast; 4.

Irish, Yrishe—*cont.*
 counties; 134, 138, 167, 169, 258,
 262, 292.
 under the earl of Ormond, special
 commissioners for; 138.
 under the earl of Kildare, special
 commissions for; 139.
 counties. *See also* King's County;
 Queen's County.
 Irishmen; 285.
 to plague, ponysshe and prosecute
 with sword and fier all; 42.
 country; 20, 126, 260.
 beeves cessed from; 101, 102.
 bieffes and swyne to be levied in;
 67, 74.
 oath of allegiance for; 275.
 Irishry, Irishrie, Irissherie, Yrishrie; 167,
 229, 289, 290, 292.
 Irry, Ire, 32, 40, 144, 145.
 captain of. *See* O'Chonor.
 Isam, Phillip, seneschal of Wexford; 51,
 52, 261.
 Isles, the. *See* Scots.
 Ivers, Evers, Everes:
 of Byngerston; 16.
 of Donshaghlen; 163.
 of Ratayne; 15, 89, 92, 164.
 See Everes.

J.

Jacobson, Escute or Skutes, James; 103,
 104, 106.
 Johas, Sir Brian, steward of Catherlagh;
 279.
 Johnson; 191.
 Jones, Thomas, archbishop. *See* Dublin.
 Judges. *See* Assises.
 Justice:
 the lord chief; 294.
 Chief. *See* Aylmer.
 [proclamation touching delays in the
 administration of], 94.
 Justices:
 the lords; 292, 294.
 fees, &c., of the; 294.
 the lord. *See* Brabazon; Bryan;
 Cusake; Dublin, the archbishop
 of; Norreys; St. Leger; Wallop.

K.

Kannafad, Kenafadda, castle of; 36, 259.
 Kappoke. *See* Dillon of Kappoke.
 Karickfergus. *See* Carrickfergus.
 Kavanagh, Kavenagh, Cavanagh, Cave-
 nagh, Cavanaugh, Cavenagh:
 Art Douge McArle; 240.
 — his son Dermot; 240.
 Arte Rowses sonne 241.
 Brian Carraghe McMoriertaghe;
 240.

Kavanagh, Kavenagh, Cavanagh, Cavenagh, Cavenaugh, Cavenaugh—*cont.*
 Brian McCahir McArt; 240.
 —, of Ballyian, co. Wexford, indenture betwixt the queen and; 220–223, 270.
 Brian McDonoughe; 238, 239, 240.
 Brian McMorrishe McDermod; 240.
 Caer Doughe; 240.
 Caer McDonoughe; 240.
 Caer Rowe; 240.
 Cahir McArte; 280.
 Cahir McMoriertaghe, of Leeroghe; 241.
 Cahir McMurroughe; 238, 239.
 Caloughe McOwen; 238, 239.
 Donell McDermond; 240.
 Donell McGarralde; 238, 239.
 Donnell Rioghe; 240.
 Edmund Roe McFirrrelaughe; 240.
 Gerald, of Ballymoare in Idrone; 274.
 Gerrall McCahir carre; 240.
 Kream McCahir; 240.
 Moriertaghe Oge; 240.
 Morroge; 17.
 Morroughe McMoriertaughes sonne; 240.
 Kavanaghs, Cavenaughs :
 the; 17, 135, 143, 169, 236, 240, 274.
 the sept of the; 275.
 four sept of the; 178.
 submission of the; 238, 239, 240, 272.
 country; 124, 126, 144, 276.
 captain of the country of. *See* Heron.
 parish churches in the country of the, 280.
 Keaghe, Shane McPiers; 100.
 Kearnnes. *See* Kernes.
 Kearney, William; 295.
 Keatinge :
 Michael; 292.
 — *See* Keting.
 Kells, Kelles, Kellis, Kenles, Kenlys :
 town of; 53, 167, 169, 178, 179, 188, 194.
 the soverayne of; 16, 90, 93, 165.
 barony of; 16, 86, 90, 92, 93, 94, 165, 167, 262.
 cessors of the barony of; 64.
 Kellyes; 129.
 beyond the Sucke; 109, 124, 126, 144.
 Kenafadda. *See* Kannafad.
 Kendall, clerk of the Star Chamber; 286.
 Kenlys. *See* Kells.
 Kent, Kente, of Daneston; 15, 89, 92, 163.
 Keny, Richard, 79, 80.
 Kepocke. *See* Dillon of Kappoke.
 Keranston. *See* Rocheforde of Keranston.
 Kernes, Kearnnes :
 [keeping of], 42.
 to be cessed at discreacyon; 22.

Kernes, Kearnnes—*cont.*
 sending them into England; 277.
 captain of the king's; 276.
 Kerranston. *See* Rocheforde of Keranston.
 Kerry, signorie of the island of; 295.
 Kerste, Abraham; 52.
 Keting :
 Walter, chancellor of Ferns; 227.
See Keatinge.
 Keyn, William; 87.
 Kilbree, Kilbrew, Kilbrye. *See* Barnewall of Kylbree.
 Kilbride, Richard; 89.
 Kilbryde. *See* Richarde of Kilbryde.
 Kilbrye. *See* Barnewell of Kylbree.
 Kilcohan, co. Wexford, manor of; 51.
 Kilcoman; 278.
 Kilcoscane, Kilcoskane. *See* Bealyng of Kilcoskane.
 Kileronan; 171.
 Kileullen, Kilecullyn, Killecullen :
 barony of, 87, 90.
 the lord [Thomas Eustace] of, his sons; 279.
 Kildare :
 Thomas [Leverous] bishop of [1554–5 to January 1559–60], 36, 55, 74.
 T. bishop [27 September 1560] of, 112.
 Alexander [Craik] bishop of [22 August 1560–1564]; 108.
 Robert Daly bishop of [2 May 1564–1582]; 134, 135, 231.
 Kildare, Kyldare, Kyldare :
 Gerald FitzGerald earl [1554–1585] of; 2, 5, 17, 18, 25, 27, 29–31, 35, 36, 43, 44, 47, 50, 52, 55, 64, 70, 71, 74, 82, 87, 95, 97, 99, 108, 110–113, 119, 125–128, 130–132, 135, 136, 139, 140, 142, 143, 145–147, 157, 158, 166, 169, 188, 199, 200, 201, 223, 227, 228, 230, 231, 236, 249, 250, 257, 258, 259, 266, 267, 269, 282, 284, 287, 288.
 letter of lord lieutenant and council to; 133.
 letter to the lord deputy from, 156.
 Kildare county; 3, 17, 22, 27, 32, 42, 43, 44, 49, 67, 68, 73, 74, 82, 101, 109–112, 119, 123–127, 130, 131, 141, 143, 147, 159, 166, 168, 169, 170, 223, 224, 230, 231, 236, 247, 251, 260, 271, 276, 291.
 victuallier for; 102.
 special commissioners for; 139.
 commissioners to execute martial law in; 138.
 thoroughfare towns in; 188, 269.
 musters, or levy of men in; 87.
 Kildare, town of; 188.
See Sutton of Kildare.
 Kileen. *See* Killeen.
 Kilfeakill; 57.
 Kilgibbone; 76, 77.
 Kilherie, Kytherie; 76, 77.
 Kilkea, Kilka, barony of; 87, 90.

Kilkenny, Kylkenny :
 county ; 22, 27, 32, 67, 68, 72, 74,
 82, 144, 145, 155, 156, 168, 169,
 172, 235, 236, 237, 247, 251, 268,
 276, 279, 290, 292.
 sheriff of. *See* Sweteman.
 special commissioners for ; 138.
 captain of. *See* Butler, Edward.
 defence of the ; 142.

Kilkenny, Kylkenny :
 town of ; 74, 109.
 access to market ; 72.
See also Maudlins.

Killala, friery of ; 295.

Killane, Killange, co. Wexford ; 227.

Killeonell in the diocese of Clonfert ;
 274.

Killeullen. *See* Kileullen.

Killeen, Killine, Kileen, Kylline :
 Christopher Plunkett, baron of ; 2, 14,
 36, 50, 55, 68, 71, 74, 86, 89, 92, 110,
 111, 112, 119.
 James Plunket, baron of ; 123, 163,
 167, 168.

Killeghe. *See* Foster of Killeghe.

Killemoge ; 177.

Killena ; 274.

Killencoule ; 176.

Killester. *See* Howthe of Killester.

Killiegha, Killeghe. *See* Foster of Killiegha.

Killine. *See* Killeen.

Killogho. *See* Comerforde of Killogho.

Killrowe. *See* Berforde of Killrowe.

Kilmagood, 171.

Kilmainham, Kylmaynan, Kylmayneham ;
 3, 4, 5, 6, 9, 10, 12, 27, 33, 44, 45, 53,
 80, 99, 123, 128, 130, 156, 264.
 prior of. *See* Massingberd.
 house of ; 113, 189.

Kylmaynan. *See* Kilmainham.

Kilmogan ; 170.

Kilmore. *See* Tallon of Kilmore.

Kylneshian ; 171.

Kylquyken ; 250.

Kilrowe. *See* Berforde of Kyllrowe.

Kilsalhan. *See* Finglas of Kilsalhan.

Kilsaran, Kysarran ; 177.
See Bedlow of Kilsaran.

Kilshelan ; 57.

Kiltaraughta, parsonage of ; 113.

Kiltebrenan ; 171.

Kilultaghe, capteyne of ; 11.

Kilvekena, parsonage of ; 113.

Kimbolton, Kymbolton ; 196.

Kinaleagh ; 276.

Kinall Mohana, Twoe ; 280.

Kinelmoghana ; 280.

King, Matthew ; 86, 90, 94, 147.

King's Bench, new seals for ; 277.

King's County, Kinges Countie ; 32, 48,
 145, 168, 169, 285, 290, 292.
 lieutenant of. *See* Radcliffe.
 seneschal of. *See* Cowley.
 and Irish counties adjoining, special
 commissioners for ; 138.

Kinsale, Kynsale ; 277.
 prize of wines at ; 57, 237, 262.

Kinsallaugh held of the manor of Ferns ;
 281.

Kinseliogh, three sceptres of ; 248.

Knockedowne. *See* Curren of Knockedowne.

Knockengen. *See* Stokes of Knockengen.

Knockfergus. *See* Carrickfergus.

Knockmoy, Hugh O'Kelly, abbot of ; 274.

Knollys, Knolles, Knowelles, Frauncis ;
 133, 190, 196.

Knowelles. *See* Knollys.

Koketon. *See* Ledwyche of Cookeston.

Kylbree, Kilbrye, Kilbrew. *See* Barnewall of Kylbree.

Kylbride. *See* Kilbride ; Rocheforde of Kylbride.

Kylbrye. *See* Barnewell of Kylbree.

Kylherie ; 76.

Kylkenny. *See* Kilkenny.

Kyllene. *See* Killeen.

Kyllrowe. *See* Berforde of Kyllrowe.

Kylline. *See* Killeen.

Kylmacodricke, 213.

Kysarran. *See* Kilsaran.

Kyltaraughta, parsonage of ; 113.

Kymbolton. *See* Kimbolton.

Kynneleghin, parsonage of ; 113.

Kynsale. *See* Kinsale.

L.

Labourers :
 musters of ; 32.
 letters to sheriffs ; 32.

Lacy or Lees. *See* Limerick, bishop of.

Ladiston. *See* Ogan of Ladiston.

Laffan, Laffane :
 James ; 292.
 — prebendary of Whitechurch ; 227.

Lagan, barony of ; 280.

Laghlena, Laghlin. *See* Leighlin.

Laignlin. *See* Leighlin.

Lallors, the ; 129.

Lancaster, Thomas, archbishop of Armagh. *See* Armagh.

Lands :
 allotting of ; 277.
 waste, to be inhabited ; 276.

Lang, Thomas ; 87.

Laskartan, Lascartan. *See* Eustace of Laskurtan ; Missett of Larkartan.

Laundeston. *See* Bathe of Laundeston.

Law :
 martial, articles annexed to the commission of ; 20, 258.
 martial, commissioners to execute ;
 137-139, 266.

Lawdarage, Slaght Dermot ; 220, 270.

Lawghlyn. *See* Leighlin.

Lawndeston. *See* Bathe of Laundeston.

Leachcraft ; 278.

Learpoole. *See* Liverpool.

Lease. *See* Leix.

- Lecale; 231.
 Ledwiches, the; 164.
 Ledwyche, Ledwiche of Cookestown; 16, 90, 92, 165.
 Leeroghe; 241.
 Lees or Lacy. *See* Limerick, bishop of.
 Leester, Thomas; 100.
 Leighbourne; 273.
 Leighlin, Laughlen, Laughlin, Leighlyn, Laghlene, Laighlin, Laghlin, Laughlyn, Lawghlyn; 22, 23, 28, 45, 67, 78, 80, 98, 147, 160, 169, 204, 231, 240, 241, 248, 280, 281.
 castle of; 238.
 Thomas [Field, Fyllie, or O'Fihel], bishop of; 25.
 diocese of; 129.
 Leinster, Leynster; 49, 152, 275, 277, 278, 279, 280.
 pledges taken of the Irish in; 47, 260.
 Leitrim, Leytrom, town of; 273, 278.
 Leix, Lex, Lexe, Leyce, Leyes, Leys, Leyse, Lease; 3, 22, 32, 39, 40, 42, 43, 44, 47, 49, 66, 73, 98, 108, 110, 111, 113, 118, 123, 124, 125, 126, 130, 131, 134, 140, 141, 143, 144, 145, 152, 257, 258, 259, 260, 261, 263, 264, 265, 267, 275, 279, 280.
 gotten by the sword; 280.
 captain of; 275.
 Rory O'Moore, captain of; 274.
 the O'Mores in; 24.
 — *See also* Moores of Leix.
 freeholders to be resident on their holdes with the furnytur due by their tenures; 143.
 Leke, Thomas; 171, 268.
 Lemyvanan castle; 47.
 Lenaghe, Lenaughe, Tirloghe. *See* Oneill.
 Lenam of Adamston; 86.
 Lenan, Richard; 295.
 Lenaughe, Tirrelaughe. *See* O'Neil.
 Lence. *See* Lynche.
 Lenoghe Boy; 28.
 Lenowes landes; 86.
 Leonaghe. *See* Oneill.
 Lepers. *See* Ballyloughreagh.
 Leskartan, Lescartan. *See* Missett of Leskartan.
 Lesmollen. *See* Cusake of Lesmollen.
 Lestrangle, Le Strange, Thomas; 167, 168, 289.
 Leverrouse, Thomas. *See* Kildare, bishop of.
 Leys. *See* Leix.
 Leysagh, Andrew, of Limerick; 282.
 Leytrom. *See* Leitrim.
 Lie, John, the younger, of Ballinha; 231, 271.
 Liffer. *See* Lifford.
 Liffye, Liffye, Liefie, Lyffy, the river; 110, 124, 125.
 Lifford, Liffer, Lyffer, the; 280.
 the castle of; 277.
 Limerick, Lymerike; 57, 59, 101, 206, 233, 235, 261, 276, 282.
 mayor of; 58, 229.
 — and citizens of; 56.
 Limerick, Lymerike—*cont.*
 licence to bargain with Frenchmen for the merchants of; 278.
 Hugh [Lacy or Lees], bishop of; 58, 59.
 bishop [John Thoruburgh] of, the queen's letter to; 296.
 Limerick, Lymerike, county; 126, 145, 146.
 Linche, Lence, Lynche :
 Dominick, of Galway; 225.
 alias Tureke, John, 255.
 Nicholas son of Stephen; 60.
 Walter, of Dunore, or Dunnow; 15, 86, 90, 92, 164.
 Liverpool, Learpoole; 27.
 Livery. *See* Coyne.
 Lixnawe, the baron [Thomas Fitz-Maurice] of; 285.
 Lockwood, Lokwod, Thomas, dean of Christ Church, Dublin; 3, 44, 71, 73, 74, 82, 86, 103, 108, 113, 114–118, 123, 128, 135, 136, 281.
 Loftus, Adam, archbishop of Armagh. *See* Armagh.
 Logh. *See* Lough.
 Loghekrew, Lowgherewe. *See* Plunket of Loghe Krew.
 Loghreaghe. *See* Loughrea.
 Loghfillen; 195.
 Loghmoie, baron of, Thomas Purecell; 100.
 Loughregh. *See* Loughrea.
 London; 104, 105.
 Long, John, archbishop of Armagh. *See* Armagh.
 Longegorte, le, cum Shelamwhie, commonly called O'Maddyn's country; 169.
 Longford, county; 37.
 Loughrea, Loghreaghe, Loughregh; 202, 273.
 Loughsewdy, Loughseudy, Loughseudie (Ballymore, co. Westmeath), united to the bishopric of Meath; 277.
 Lough Sidney, Lough Sidney; 219, 270.
 Loud. *See* Louth.
 Louth, Lowth, Lowthe, Louthe, Louithe, Loud :
 county; 49, 68, 74, 82, 101, 119, 125, 128, 143, 147, 160, 165, 168, 176, 223, 224, 230, 236, 251, 268.
 sheriff of; 17, 90, 165, 291.
 —, George Plunket; 87.
 musters, or levy of men in; 87.
 victualler for; 102.
 thoroughfare towns in; 189.
 barony of; 87, 90, 176.
 parish; 176.
 Louth, baron of, Thomas Plunkett; 2, 17, 25, 27, 31, 44, 50, 87, 102, 107, 110, 116, 117, 118, 119, 125, 128, 130, 136, 138, 154, 168, 169, 177, 184, 199, 200, 201, 223, 227, 228, 236, 240, 249.
 Lowgherewe. *See* Plunkett of Loghekrew.
 Lowthe. *See* Louth.
 Lucan, Lucane. *See* Sarsfield of Lucane.

Lumbarde, Nicholas; 241.
 Lune, barony of; 15, 86, 90, 92, 93, 164.
 Lutrelston. *See* Luttrell of Lutrelston.
 Luttrell:
 James, sheriff of co. Dublin; 14.
 Symond, of Lutrelston; 162.
 Thomas, justice; 189.
 Lyffer. *See* Lifford.
 Lymerike. *See* Limerick.
 Lynche, Lence. *See* Linche.
 Lyncolne, Andrew; 79, 80.
 Lyons; 82.
 See Aylmer of Lyons.
 Lyppiet, captain; 3.
 Lyskyn; 177.

M.

Mac a Clere, Richard; 193.
 McAlexander, Tirrelagh; 149.
 McAndro, Dermot; 40.
 McArt Cavanagh. *See* Kavanagh.
 McArt, Brian McCahir, Cavanagh; 240.
 McArte:
 Art Doughe, Cavanagh; 240.
 —, his son Dermot; 240.
 Brian; 283.
 Cahir. *See* Kavanagh.
 MacBren. *See* MacBryan.
 MacBrene, Dolin; 291.
 MacBrenyn, Donogh; 149.
 McBrian, McBriene, Colla or Collatius;
 219, 220.
 See MacBryan.
 McBriene. *See* McBrian.
 MacBryan, MacBren, MacBrian:
 Coll, captain of Ferney; 175, 183,
 269.
 —, his son Bryan MacCollo, 180.
 Owen O'Dowle; 153.
 Tirlaughe; 35.
 See also MacBrian.
 MacCaghwel, or MacCarwell, James,
 archbishop of Cashel. *See* Cashel.
 McCahir, Brien, McArt Cavanagh. *See*
 Kavanagh.
 Krean, Cavanagh; 240.
 McArt, Brian, Cavanagh; 240.
 Carre, Gerrall, Cavanagh; 240.
 MacCalagh, Bryan; 149.
 MacCallowe, Hugh; 170, 171, 268.
 MacCarte, Hugh; 184.
 McCartie More; 275.
 McCarty More, Donyll Clancare, earl of
 Clancahir, submission of: 251, 252, 272.
 MacChraige, Philip; 184.
 MacCollo, Bryan; 184.
 MacColloghe, Molrone; 63.
 MacCollyn, Patrick. *See* MacKellyn.
 MacCongail, or Magongail, Donald,
 Donalleus Magonius, bishop of Raphoe;
 187.
 McConnell, Randall McSorleyboy; 296.
 MacConyll, Cahir MacDonyll; 182.
 MacCormock, McCormocke, McCormoke:
 Donnogh; 296.
 Richard; 193.
 Teige; 276.
 Tege, indenture with the earl of
 Desmond; 59, 262.
 MacCostillo; 180.
 MacCoughlan, Maccowghlan, Mccowghlan,
 Maccoughlane, Macoghlan, Macoughlan:
 the; 47, 67, 74, 109, 124, 126, 135,
 143, 169, 178, 268.
 Sir John; 294.
 John, son of MacOuglan; 160, 161.
 McCoulo, Elleaghe; 250.
 McCowghlan. *See* MacCoughlan.
 McCrabes, Shane, his three sons, Thomas,
 Teige, and Dermode Downe; 100.
 MacCrayen, Phelym; 184.
 McDamores, the; 141, 143, 147.
 McDavie, Rorie; 244.
 MacDavy, Teige; 193.
 Teig, of Ballyfleming; 192.
 William, [of Naas]; 193.
 MacDavy More; 178.
 McDavyes, the; 129.
 McDermod, Brian McMorrishe; 240.
 McDermond, Donell; 240.
 Macdonell, McDonell, McDonnell, McDonil,
 McDonyll, Macdonyll; 7, 8, 257.
 Arthur; 219.
 Brian; 40.
 Murgho, of the Byrtace; 250.
 Tirrelaughe; 88, 149.
 submission of; 274.
 McDonoughe, Caer, a Cavanagh; 240.
 Brian, a Cavanaghe; 238, 239, 240.
 MacDowle, Morrough, of Ballenvallagh;
 153, 267.
 McEdmund, Molmory; 149.
 McEdmunde Duffes; 147.
 McEdmunde Duffe's, country. *See* Duffes.
 McFaghney, Poble; 129.
 MacFiaughney:
 Brian; 35.
 Donell; 25.
 McFlyne, John Boy; 40.
 McFynell, Donell; 40.
 McGallis, territory of the; 87.
 Mcgenyse, McGynnyse. *See* Magennis.
 McGerralde, Donell; 238, 239.
 MacGilpatrick, John; 150.
 McGoghegan; 47.
 Macgwyer, McGwyre, McGwire. *See*
 Maguire.
 McGylshill, Shane, 63.
 McGynnyse. *See* Magennis.
 McHenrie, Tirlagh; 291.
 McHenry, McHenrie, Tirlagh, McShane.
 See Oneill.
 MacHeugh. *See* McHughe.
 Machorconell; 176.
 McHuberte, Dermot; 35.
 MacHugh, McHughe, MacHeugh, McHue.
 Feaugh, Feagh; 153, 286.
 —, Hue McShane his father; 286.
 Ony or Owny; 151, 243.

- MacJohannis:
 Meilor MacRichard; 182.
 Richard MacEdmond Boye; 182.
 Thomas MacRichard Boye, 182.
- McKeddow, Kayer, 129.
 McKeddowe, Lisaghe, 129.
 MacKellyn, MacCollyn, Patrick; 192, 193.
 McKeon, Gerald, of Balleelan; 250.
 McKeyogho, Rory, of Carnowe; 250.
 McKgyllepatrike, Hugh, of Bynnore; 250.
 McKighane, Donalde Oge, in Tomonde; 100.
 Mackmine, Maghmaine, co. Wexford; 76.
 McLyse:
 Neill; 129.
 Onye, or One; 72, 129.
- McMaghery. *See* McMahon.
 McMahon, Macmahon, MacMahon, Mac-
 Mahound, McMahowne, McMaghone,
 Maghounne; 8, 17, 29, 47, 67, 74, 166,
 175, 219, 220.
alias McMaghery, Brian; 273.
 Hugh Roe; 276.
 Patrich, son of Hugh MacCarte, 184.
 Sir Rosse; 291.
- McMahones, McMahownes; 109, 124,
 126, 144.
 MacMeilor, John MacRichard, 182.
 McMorghe, McMurgh, Rosse; 28.
 McMoriertaghe, Brian Carraghe; 240.
 Cahir, of Leeroghe, 241.
 Hugh; 11.
 —, Neyle his brother; 11.
- McMoriertaughe, Morronghe, a
 Cavanagh; 240.
- McMoroughe, McMorought, McMorog-
 howe, McMorghowe, McMorronghe,
 McMourroughe, McMurrough; 248, 249,
 276.
 Brian, 35.
 —, a Cavanagh; 238.
 Cahir, a Cavanagh; 238, 239.
 Malaghlan; 242.
 Teig; 202.
 Teig; 207.
- McMorrice; 276.
 Dermot; 291.
- McMorrishe, Brian. *See* McDermod.
 Tibbott; 153.
- McMurgh. *See* McMorghe.
 McMurroghs. *See* McMoroughe.
- MacNele Oge, McNeleoge:
 Con; 47.
 Hugh; 1, 257.
- McOlyver. *See* FitzGerald.
- Macoughlan, Macoghlan. *See* Mac-
 Coughlan.
- McOwen:
 Calaughe or Callowe, a Cavanagh;
 238, 239.
 Donoghe, death of; 123.
- McOwyn, Rosse; 28.
- McPhelem:
 Bryan; 28.
 Sir Brian; 218.
- MacPhellym, John; 192.
 MacPhillipp, John; 193.
 McPiers, Shane; 63.
- McQuillyn; 275.
- McRemond, Shane; 278.
 — his son Hugh McShane; 278.
- McRichard, Tybbod, of the Grenan; 100.
 his servants; 100.
- McRobin, John; 203.
- McRory, MacRorye, McRowrye:
 Patrick; 184.
 Remonde, a son of; 184.
 Redmund, of Fearney; 277.
- MacRosse, Ferras; 223.
- McRowrye. *See* McRory.
- McShane, Sir Gerald; 279.
 Hue or Hugh; 285, 286.
 — chief of his nation; 150, 151, 153,
 267.
 — son of Shane McRemond; 278.
 John Glasse McTeige; 100.
- McHenrie. *See* Oneill, Tirlagh
 McHenry.
 Tirlagh; 129, 274.
- MacShurtan; 180.
- McSorleyboy, Randall. *See* McConnell.
- McSweeny, McSwine, Banaugh; 187.
- MacSwine Duine; 187.
- MacSwine Fannade; 187.
- McTaggard, Navan Duff; 100.
- McTeige, McTeig, McTege:
 Fiaughe; 35, 259.
 Fiaugheney, Faughney or Faghtna;
 35, 70.
 Shane; 100.
- MacTeigetroda, Tirrelagh; 153.
- McThomas:
 Hugh; 100.
 Morryarte; 193.
 Shane, of Ballymoore; 192, 193.
- MacTirrelaghe, McTirrelaughe, McTirlagh,
 MacTurelagh:
 Alexander; 88.
 Calloughe, or Callagh; 88, 149, 151,
 283.
 Edmund Roe; 240.
- MacTurelagh. *See* MacTirrelaghe.
- McVadoges, McVadockes, McVadaekes,
 the; 141, 143, 147, 178.
- MacWilliam Ewghter; 180-183, 269.
- MacYnerse, Bryan O'Dowle; 153.
- Magennis, Magennesse, Magenyssse,
 McGenyse, McGynnyse; 8, 17, 47, 166,
 175.
 Eugene, bishop of Down. *See* Down.
 country of; 9.
- Mageoghegan. *See* Magoghghan.
- Maghmaine, Mackmine, co. Wexford;
 76.
- Magnassa; 219.
- Magoghghan, Mageoghegan, McGog-
 hegan, Magoghagan, Magohegan, Mag-
 Moughegan, Magouigan:
 the; 17, 28, 29, 67, 74, 109, 126,
 135, 143, 166, 169, 259, 276, 283.
 Rosse; 286.
- Magongail. *See* MacCongail.
- Magonius. *See* MacCongail.
- Magragh, Gillegrome, father of the arch-
 bishop of Cashel; 296.

- Magrath, archbishop Miler. *See* Cashel.
- Maguire, Maguyre, Magwyer, McGuire, Macgwyer, the; 8, 17, 166, 173, 219, 220, 280.
- Malahide. *See* Talbot of Malahide.
- Malby, Sir Nicholas; 285, 286.
- Malefactors, maintaining of; 26.
- Maners, Captain; 90, 93.
- Manoring, Manorynge :
Richard; 138, 139.
Robert; 138.
- Manuresuch part of everyplowelande; 7, 10.
- Mape of Maperathe; 16, 90, 92, 165.
- Mapelston; 177.
- Maperathe. *See* Mape of Maperathe.
- Maquillen, submission of; 274.
- Mares, shethe of stude; 242.
- Market days :
purchase of horse, cow, &c., on; 25.
sale of cattle on; 275.
- Marshal :
of the army. *See* Bagnall.
lord. *See* Bryan.
- Marshall :
Mr.; 87, 89, 90, 93, 141, 176, 282.
with his band of horsemen, the; 160.
Mr. *See* Bagnall.
- Martin; 202, 203.
William; 202.
- Martyn, Thomas; 60.
- Marwarde, Walter, baron of Skreen. *See* Skreen.
- Mary, queen; 5.
- [Mary], queen and king [Philip], proclamation touching payment of money due to be paid by their majesties; 1.
- Mary, queen. *See* Philip and Mary.
- Maryborough, Marybowroghe, fort of; 129, 144, 267.
- Mase, the; 202.
- Mason, Nicholas; 291.
- Massingberd, Oswald, prior of Kilmainham; 50, 53, 55, 68, 71, 189.
- Masterson, Thomas; 138.
- Maston. *See* Chevers of Maston.
- Maudlins, hospital of the, near Kilkenny; 274.
- Maysterson, Thomas, fermer of Fernes castle; 248.
- Measures. *See* Wexford, measure of.
- Meath, Meth, Methe, Meeth, Meith, Meithe, Med, Mythe, East Meath, Est Methe :
county; 22, 27, 32, 42, 43, 44, 49, 55, 64, 67, 73, 74, 82, 86, 89, 90, 91, 101, 102, 108, 109, 110, 111, 112, 119, 123, 124, 125, 126, 128, 131, 142, 147, 160, 163, 168, 169, 176, 183, 223, 224, 230, 236, 240, 247, 251, 260, 261, 262, 284.
cessours in; 102.
sheriff of; 14, 142, 167, 291.
special commissioners for; 138, 139.
the Poules or Polles of; 15, 90, 92, 260, 275.
sergeant of. *See* Bermingham.
victualler for; 102.
Kells in. *See* Kells.
thoroughfare towns in; 188, 269.
- Meath, Wiliam Walsh, bishop of [1554-1560]; 2, 15, 19, 20-23, 25, 27, 29-31, 36, 50, 55, 68, 71, 74, 259.
Edward [] bishop of [1566]; 189.
Hugh Brady, bishop of [21 Oct. 1563, -13 Feb. 1585]; 130, 132, 154, 164, 169, 214, 223, 224, 225, 227, 228, 231, 236, 249, 289.
bishopric of; 277.
- Meelick, Mulighe, castle of; 39, 40, 41, 260.
- Meith. *See* Meath.
- Mellifont, Mellefont, Melyfont; 176.
lordship of, within the county Louth; 177.
See More of Mellyfont.
- Men :
of war, musters of; 33.
to be chosen. *See* Muster.
- Mergallen. *See* Morgallion.
- Merideth, Sara; 296.
- Merrion, Meryon. *See* Fitzwilliams of Meryon.
- Methe. *See* Meath.
- Middelborroughe. *See* Myddelbroughe.
- Middleton, Marmaduke, bishop of Waterford. *See* Waterford.
- Might, Thomas; 169, 236, 250, 251, 272.
- Mint in England; 120.
- Missett, Myssett :
of Leskartan; 15, 89, 92, 164.
Edmund; 87.
- Moaigne; 213.
- Moile, William; 40.
- Moillaghe. *See* Barnewall of Moillaghe.
- Mointerconnought; 169.
- Molaghlin, Thadeus; 181.
- Molenlee. *See* Tuyte of Molenlee.
- Molingarre. *See* Mullingar.
- Mollineux, Molyneux, Mullinex :
Daniel, Ulster king at arms; 293.
Edmund, clerk of the council; 229, 235, 238, 245, 271.
Thomas; 288.
—, chancellor of the Exchequer; 295.
- Mollogha; 281.
- Molyneux. *See* Mollineux.
- Molyngar. *See* Mullingar.
- Monaghan, Monoghan, Monohan :
lands of; 293.
division of the countie of; 294.
- Monaster Eyan; 147.
- Monasterboice, Monster Bois; 82.
- Mone. *See* Moon.
- Money; 261.
bargains for payments in; 117, 265.
conveyed by merchant strangers out of the realm; 117, 265.
— ships to be searched; 118.
transport of; 115.
clipped; 276.
counterfeit; 27.
See Coins.
- Money, John; 294.
—, of Dublin; 281.
- Monkton. *See* Travers of Monkton.
- Monster Bois. *See* Monasterboice.
- Montgaret. *See* Mountgaret.

Moon, Mone, barony of; 90.
 Moore :
 of Barnemethe; 17, 166.
 Donell; 129.
 Moores :
 of Leix; 135.
 the; 135, 145, 218, 266, 270.
 commissioners to parle with and offer
 conditions to the; 128-130, 265.
 More :
 Edward; 176.
 —, of Mellyfonte; 138.
 Mac Davy; 178.
 Mores. *See* Omores.
 Morgallion, Mergallen, barony of; 16, 86,
 90, 93, 94, 165, 167.
 Moriartaghe Oge, a Cavanagh; 240.
 Morley, execution of; 287.
 Morowes; 178.
 Morrice, Morrishe :
 Jennet ne; 192, 193.
 — *See* Morrice.
 Morrough Oge of the Gargell; 239.
 Mounfelston; 177.
 Mountgarret, Montgaret :
 [Richard Butler] viscount; 123, 130,
 138, 239, 245, 272.
 — seneschal of Wexford; 138.
 —, indenture with Thomas Fitz
 Henrie; 76, 77, 263.
 [Edmund Butler] viscount; 286, 287.
 Mountjoy, [James Blount] lord; 230,
 271.
 [Charles Blount] lord; 293.
 Mourne, abbey of; 296.
 Moyfenrath, Moyfenrathe, Moyfenrath,
 Moyefenraghe, barony of; 15, 86, 90,
 92, 93, 94, 164.
 Moygarr, barony of; 86, 93.
 Moylaghe, Moillaghe. *See* Barnewell of
 Moylaghe.
 Moyle, Thomas; 88.
 Moynaltye. *See* Betaghe of Moynaltye.
 Moyne, castle of; 181, 182.
 Mulighe, castle of. *See* Meelich.
 Mullagharrye. *See* Tate of Mulla-
 gharrye.
 Mullaghe, Mullagha. *See* Teling of
 Mullaghe.
 Mullinex. *See* Mollineux.
 Mullingar, Molyngar, Molingarre, Mol-
 lingar :
 co. Westmeath; 49, 102, 142.
 gaol in; 189, 190, 269.
 house of friars in; 189, 190.
 Mulrankin. *See* Browne of Malrankin.
 Munketon. *See* Travers of Munketon.
 Muns, John; 3.
 Munster, Mounster; 155, 218, 275, 289,
 292.
 army in, 206.
 rebellion in; 229.
 license to load wheat out of; 294.
 chief commissioner of. *See* Agard;
 Dowdall.
 chief justice of. *See* Walsh.
 lord president of. *See* Norris.

Munster, Mounster—*cont.*
 vice-president of. *See* Thorneton.
 surveyor of victuals in, John Thick-
 penny; 229.
 Murder and other offences; 277.
 Murghe Oge; 82.
 Muskerry, Muscry country; 59, 262.
 Musters :
 general; 30, 86, 259, 263, 265, 289,
 290.
 of labourers; 32, 259.
 to be made in the English Pale; 81.
 See Hosting; Labourers; Men-of-war.
 Myddelbroughe, Middelboroughe in Ze-
 lande; 45, 78.
 Mynne, John; 274.
 Mysett. *See* Misett.
 Mythe. *See* Meath.

N.

Naas, Naasse, Nasse; 102.
 commande of the forces at the;
 296.
 town of; 49, 67, 74, 109, 169, 188, 191.
 depositions taken at; 191.
 vicar of. *See* White, Patrick.
 See Conway of Naas; MacDavy of
 Naas.
 barony of; 87, 90.
 Nailande, William; 202.
 Nall. *See* Caddell of the Nall; Cruce of
 the Nall; Tallon of Weston by the Nall.
 Nangelles, the; 164.
 Nangle or de Angulo baron of Navan.
 See Navan.
 Narragh, the Narrie, Norraghe, co. Kil-
 dare; 239.
 barony of; 87, 90.
 Narrie. *See* Narragh.
 Nasse. *See* Naas.
 Navan, Novan :
 town of; 49, 55, 169, 188.
 the portereffe of; 15, 89, 92, 164.
 [Thomas Nangle] baron of; 15, 281.
 [Patrick Nangle] baron of; 86, 89,
 92, 164.
 barony of; 15, 86, 89, 90, 92, 93, 164.
 Ne Doe, Sir Murgh; 291.
 Nenaghe by the Shanau syde; 203.
 Netherville. *See* Netherfielde.
 Netherfielde, Neterville, Neterville, Netter-
 feld, Newtervill :
 Dowthe; 16, 89, 92, 165.
 Luke; 71, 72.
 Richard; 290.
 Netterfeld. *See* Netherfielde.
 Newcastle, Newcastleil :
 co. Dublin; 188.
 portreff of; 162.
 barony of; 13, 86, 89, 90, 91, 93, 94,
 162.
 [co. Wicklow], in the Birnes country;
 275.
 Newerie. *See* Newry.

- Newes. *See* Plunket of Newes.
 Newgraunge, co. Dublin; 213.
 New Haggarde, co. Meath; 64, 262.
See Hammon of New Haggarde.
 Newry, the Newerie, Newrie; 218, 331, 249, 285.
 Newtervill, Richard; 290.
See also Neterfiede.
 Newton. *See* Dowdall of Newton.
 Neyle, John, bailiff of Waterford; 78-80, 263.
 Night, no person travayle by, onles he be accompanied with some honest man in English apparell; 20, 21.
 Nobber:
 the; 129.
 defence of the; 167.
 Normandy; 210.
 Norraghe, barony of. *See* Narragh.
 Norreys, Norris:
 Sir Thomas; 292, 295.
 lord justice; 296.
 Norris, John, lord president of Munster; 289.
 North:
 the; 218, 261, 270.
 parts, the; 236.
 forces [for] the; 293.
 [of Ireland], wars in the; 136, 225.
 Northampton, W., lord; 133.
 Novan. *See* Navan.
 Nugent, Nugiente, Newgente:
 Gerald, of Ballibrenogh; 277.
 James; 87, 138.
 Nicolas, chief justice of the Common Pleas; 288.
 Robert; 286.
 Sir Thomas; 87.
 William; 64.
 baron of Delvin. *See* Delvin.
 Nugents, Nugentes, Newgentes, the; 87, 142.
 Nynghe, William, of the Grenan, his sons Richard, Matthew, and Edmund; 100.

O.

- Oath:
 form of; 293.
 of supremacy; 273.
 of Mr. Wm. Ussher, clerk, &c.; 273.
 of the Council; 273.
 of councillor and Chancellor; 285.
See Council; Supremacy.
 Oats. *See* Cess.
 Obirne. *See* O'Byrne.
 Obolgir, Hugh; 249.
 O'Brien, O'Briane, O'Bryane, O'Bryn, O'Bryne; 88, 263, 267, 276.
 chief of the Obyrnes; 149.
 renouncing the name of; 56.
 earl of Thomond; 56, 149, 281, 282.
 earl of Thomond. *See also* Thomond, earl of.
 O'Brien, O'Briane, O'Bryane, O'Bryn, O'Bryne—*cont.*
 Donagh, baron of Ibrecane; 277.
 Sir Donald or Sir Donnell; 281, 282.
 Donell; 56.
 Sir Donogh; 135.
 Maurice [Murrough], earl of Thomond [1543]; 277.
 Teig Oge; 149.
 Tirlaugh; 280.
 O'Briens, O'byrnes country; 149.
 Oburne, Cahir Carragh MacDowlen; 153.
 Obyrne, Obirne; 88.
 chief captain of his name; 250.
See Byrne.
 O'Cahan, Ocane, Ochane, O'Kane; 275.
 lord of; 8.
 country of; 9.
 Mathias; 288.
 O'Cahar; 275.
 Ocane. *See* O'Cahan.
 O'Carroll, O'Carrell, Occarrall, Occarroll, Occarrowle, Ocarwell, Occarwell, O'Karell, O'Karwell, O'Cearbhaill; 17, 47, 109, 124, 126, 135, 144, 147, 166, 169, 267, 275, 276, 280.
 chief of his nation; 149, 150, 151, 152.
 order touching; 63.
 country; 144, 145.
 Calloghe; 63.
 John, *alias* Shane Etlea; 99.
 Eli; 292.
 Ely; 273.
 Molrone, Molrony; 63.
 Tadie; 277.
 Teige; 63, 262, 278.
 Sir William; 242-244, 272.
 William Ower; 63, 262.
 —, indenture with Sir H. Sydney; 68, 69, 262.
 —, between the Earl of Sussex, &c. and; 34, 259.
 O'Carrolls, the; 273, 275.
 Occarwell. *See* O'Carroll.
 Oconor. *See* O'Conor.
 O'Cearbhaill. *See* O'Carroll.
 Ochane. *See* O'Cahan.
 Ochonor. *See* O'Conor.
 O'Conor, O'Connor, Ochonor, Ochonour, Occhonour, Oconor:
 Barnard; 276.
 Brian, captain of Offalie; 274.
 —, Charles his brother; 274.
 Cormok; 133, 266.
 Lysaghe McMoroughe; 100.
 Margaret; 64.
 Owen McMorish, captain of Ire; 274.
 Rowry and Donogh; 27-29, 259.
 Sligo, *alias* Donald or Donoghe O'Conor; 29, 30, 39-41, 187, 260, 269, 285.
 [O'Conor, Sligo]. proclamation touching; 39-41.
 —, one hundred poundes for his head; 29.
 —, indenture with Sir Henry Sydney; 187-188.

- O'Connor, O'Convor, Oehonor, Oehonnour, Oecheonour, Oeconor—*cont.*
 —, his letter to the lord deputy; 195.
 —, *alias* O'Connor, Sligo, indenture between the lord deputy and; 220, 270.
 —, Sir Donell; 285.
 Tirlagh Roe, lord of Clonynyll; 276.
 O'Connor Rowe; 180.
 O'Connor's daughter; 281.
 O'Connors, &c., the; 47, 54, 130, 131, 140, 144, 145, 147, 259, 266, 282, 284.
 country; 285.
 with their followers in Offaly; 29, 30.
 pursuit of the; 143.
 of Offailye; 135.
 defence of the borders against the; 142.
 O'Conwage, Morrowgh; 193.
 O'Dempsey's country. *See* Glanmeliry.
 Odohortus; 187.
 Odoine. *See* Odonne.
 O'Donell, O'Donyll, O'Donayll, O'Downyal, Odoneill, Odonel, Odonnel, Odonnail, Odomnail; 142, 219, 269, 274, 275, 278, 285.
 dominus; 195.
 his petition; 136, 137, 266.
 his gifts to the king; 275.
 Calbbaeh or Calvatus, captain of Tireonnell; 188.
 —, indenture between Sir Henry Sydney and; 185-187, 269.
 Calvatus; 285.
 Con; 137.
 Conatius; 285.
 Hugh; 285.
 —, official of Raphoe; 187.
 —, Duff; 186, 187.
 —, MacManus; 186, 187.
 —, Roe; 295.
 Sir Odo; 273.
 "Risinge out of"; 185.
 O'Donell's, &c. country; 277.
 O'Donn, Tady, captain of Oregan; 274.
 Odonne, Odoine:
 Teige; 244, 272.
 Tirrelaughe, of Garihidert; 244, 272.
See also Donne; Dunne.
 O'Donnes country; 144, 145.
 Odorans, the; 248, 249.
 Odouiliske, Donald; 40.
 O'drehen, Sir Morishe, prebendary of Cropsatrike; 227.
 Odrone, cess of; 283.
 Odueayn, Henry; 195.
 Oduggen, Dermod; 244.
 O'Dunne. *See* O'Dwine.
 O'Dwere, Philip, 100.
 O'Dwine, Odwyns, Terge; 276.
 the; 135.
 O'Dwire; 276.
 Odwyne. *See* O'Dwine.
 Odyvie, William, of Naas; 191.
 O'Farrall, O'Farrell, Ofarroll, Ofarral, Offarolle, Offarrall, Offerrall; 262, 263.
 country of; 35, 37, 38, 260.
 O'Farrall, O'Farrell, Ofarroll, Ofarral, Offarolle, Offarrall, Offerrall—*cont.*
 Bane; 70, 88, 259.
 Brian; 35, 259.
 Bernard, or Barnabee, son of Maurus, covenant with; 37, 38, 260.
 Boye; 88, 290.
 tanestshippe of the; 70, 262.
 Offallon, Koghe; 158, 159.
 Offaly, Offalley, Offally, Offailley, Ophailley, Ophalie; 22, 28, 33, 36, 39, 40, 42, 43, 44, 55, 67, 73, 76, 108, 110, 111, 112, 118, 123, 124, 125, 126, 131, 134, 140, 257, 259, 260, 261, 263, 264, 265, 282.
 cutting passes in; 31.
 submission of the inhabitants of; 27-29.
 ford of; 111.
 barony of; 88, 91.
 lord of. *See* Fitzgerald.
 Brian O'Connor, captain of; 274.
See Oconors of Offaillye; Castle Gasshill; Dyngan.
 Offarrall. *See* O'Farrall.
 Offollowe, Ofole, Teige, or Teig; 192, 193.
 O'Fihel, Thomas, bishop of Leighlin. *See* Leighlin.
 O'Flaherty, O'Flartie, O'Flarty, Offlarty, Offlartye; 62, 276.
 Morghin Toow; 180.
 Roger; 291.
 Ofole, Teige. *See* Offollowe.
 Ogan:
 Davy, of Ladiston; 87.
 Oliver; 88.
 Oge:
 Hugh, of Dartrye. *See* Hugh Oge.
 Murghe. *See* Murghe.
 Raymonde. *See* Raymonde Oge.
 Redmound, Readmound, of Cloinblock. *See* Redmounde Oge.
 Rory. *See* O'More.
 Oghalloher, John, captain of Bondroies; 187.
 Ogleshane:
 John More; 40.
 Conoghyr; 40.
 Ogownaghe, McBrene; 100.
 O'Hagan, Thomas Bakaghe, 100.
 Ohanlon, Ohanlan, Ohandlone; 17, 166, 175, 219.
 Ohartyerne:
 Edmund; 193.
 Tiege; 193.
 Ohiky, Morice; 87.
 Ohoran, Hugh; 40.
 O'Karwell. *See* O'Carroll.
 O'Kelly, O'Kelley, O'Kelle, O'Kellie; 62, 67, 74, 109, 124, 126, 143, 180.
 captain of the country; 113.
 Bryan, of Connaght; 158.
 Donagh Reaghe; 180-182, 269.
 Hugh; 158, 159.
 —, abbot of Knoekmoy; 274.
 —, his son Conner; 274.
 Hugh MacTeige; 158.
 John MacTeige; 158.
 Teyg MacWilliam; 157, 268.

O'Kelly, O'Kelley, O'Kelle, O'Kellie—
cont.

—, his wife Sabyne; 157.
Thadeus; 181.

O'Kellys, O'Kellies, the; 169

O'Kennedie; 276.

Oldcastell; 278.

Olderfleet, Elderfleet; 294.

O'Madden, Omadden, Omaddin, O'Mad-
dyn; 17, 62, 166, 169, 178.

Brasill; 47.

Hugh; 17, 166.

— MacMolaghlin Ballagh, inden-
ture with; 169, 268.

Melaughlin; Melaghlin; 47, 276.

Molaghlyn Ballagh; 169.

Omaddens, O'Maddyns:

the; 40, 169.

rising out in hosting; 170, 268.

captenship of; 268.

Omagher; 152, 166, 185, 267.

Omaghers country; 144, 145.

Omaghery, O'Maghrie, Brian, Bryan; 17,
276.

O'Maghir, Gillernow; 276.

O'Maghrie. *See* Omaghery.

Omaily, Omaile, Omayle. *See* Tooole of
Omaily; Omayly.

O'Mainnin. *See* Omanning.

Omanning, O'Mainnin; 181.

Omayly; 62.

Omeill, Omeyll, countree of; 139.

Omoiloy. *See* Omolloy.

Omolaghlyn, Omolaughlyn, O'Mollaghlen,
O'Molaghlinn, Omolaghlynes, Omi-
laughlin; 17, 166, 169, 268.

and John MacCoughlan, son of
Macoughlan, covenant between;
160, 161.

Art; 276.

Kedagh, of Cloncolman; 275.

Omolaghlynes, the; 135.

Omolloy, Omolloye, Omoloy, Omulloy,
Omulloye, O'Mullmoye, Omoiloy; 17, 29,
47, 88, 166, 169, 259, 261, 262, 263,
267.

Art; 47, 64, 151, 261, 267, 276.

Arthure; 274.

— his father Charles; 274.

Fargananym; 47.

Phelym; 64.

Theobald, covenant with; 47–49.

Tybot; 47, 261.

Omolloyes, &c., the; 135, 151.

Omolmoye. *See* Omolloy.

Omore, Omoore, More; 54, 262, 266, 267,
272, 278, 280.

banished; 280.

Caeyr or Kahier; 156, 171.

Conell Oge; 24, 258.

Davy; 129.

captain Edward; 284.

Kahier; 156, 171.

Kahier Mackedagh; 156.

Kedaghe Fitzpiers; 64.

Keddowe; 129.

Lysagh, Lisac; 156.

Omore, Omoore, More—*cont.*

Lysagh MacKeddowe or Lisac Mc-
Keddow or MacKedagh; 129, 156,
171, 241, 268.

—, Kahier or Cahire, his brother;
171, 268.

Nell McLies; 241.

Onne McLies; 241.

Patrick; 129.

Rory or Rowrye; 129, 273.

— Kedaghe and Calloughe his
sons, allowance for at Oxford;
113, 264.

— captain of Lex; 274.

— Oge; 241, 283.

Omores, &c. the; 140, 143, 144, 223, 265,
284.

submission of; 24.

rebellion of; 130–132.

O'Morroues country; 281.

O'Mullmoye. *See* Omolloy.

Omulloy. *See* Omolloy.

O'Mullryane; 276.

Omulrians country; 144, 145.

O'Neill, O'Neil, O'Neile, O'Nele, O'Neyle,
O'Neyll, O'Nell, O'Nill, Oneill, O'Neale,
&c.; 135, 137, 176, 287.

[to meet] Sir Thos. Cusake; 142.

attempts of the; 178, 179.

defence against; 183.

touching submission; 274.

and Phelim Roe; 274.

Arte, base son of the baron of Dun-
gannon; 136, 266.

Bernard son of Phelim; 219.

Con, earl of Tyrone. *See* Tyrone.

Conatus; 274.

Cormocke; 8.

Henry; 19, 47, 258.

Hugh; 195.

Moriertaghe; 8, 11.

Phelim Duff; 2, 8, 9, 10, 11, 47, 257.

Phelim Ro; 274, 282.

Phelym Baccaghe (Claudus), his
sons; 2, 9, 10, 257.

Shane [John]; 43, 88, 127, 184, 185,
187, 188, 194, 195, 197–201, 259,
260, 263, 268.

—, son of the earl of Tyrone, safe-
conduct for; 107.

—, protection for; 9, 257, 264.

— [rewards for the death of];
174, 268.

— and the baron of Dungannon,
controversies between; 31.

—, general hosting against; 161.

—, letter to; 106.

—, proclamation against; 172–174,
175, 268.

—, proclamation prohibiting
powder, shot, &c., to be supplied
to; 174.

Terence, son of Phelim; 220.

Tirlagh; 285.

Sir Tirlagh; 291.

Tirlagh, *alias* Tirlagh, Tirrilloghe,
Brassellagh, his submission; 199,
200, 219, 269.

O'Neill, O'Neil, O'Neile, O'Nele, O'Neyle, O'Neyll, O'Nell, O'Nill, Oneill, O'Neale—*cont.*

Tirlagh, *alias* Tirlagh McHenrie McShane; 200, 201, 269.

Tirlagh, Terence, *alias* Tirrilloghe Leonaghe, orders taken by the commissioners with; 219, 220.

Tirlagh, *alias* Tirloghe Lenaghe, Tirrelaughe Lenaughe; 249.

— submission of; 197–199, 269.

— commission with instructions to parley with; 217–219, 270.

baron of Dunganon. *See* Dunganon.

Oney, country; 276.

Oneyle. *See* Oneill.

Ophailley, Ophalie. *See* Ofally.

Ophelan, William Oge; 71.

O'Railly, Oriley, Orayly. *See* O'Reilly.

Ordnance, Master of the; 89, 93, 176.

— *See also* Carew; Travers.

Oregan:

countie of [now part of the Queen's county]; 244.

Tady O'Donn, captain of; 274.

O'Reilly, O'Reyly, Oreiglye, Oreighlie, Oraley, Orayly, Orealy, Oreyaly; 17, 50, 53, 54, 67, 74, 107, 109, 124, 126, 135, 142, 166, 169, 219, 261.

Eugene his son; 53, 54.

captain of Clonkeyle; 276.

covenant with; 53.

to meet commissioners at Blackwater; 142.

Caier; 193.

Edmund, parish of "Brenny," indenture with; 193–195.

Hugh, captain of Brenny, indenture with; 193–195, 269.

John; 193, 194.

Owen; 193, 194.

Shane; 286.

Ormond and Ossory:

[James Butler] earl of [26 Aug. 1539–28 Oct. 1546]; 275.

— death of; 279.

Thomas Butler, earl [28 Oct. 1546–22 Nov. 1614] of; 4, 18, 23, 44, 47, 57, 64, 71, 95, 99, 100, 101, 114, 128, 130, 138, 203, 204, 205, 210, 233, 239, 252, 257, 262, 267, 271, 277, 278, 280, 282, 287, 292.

— and the baron of Upper Ossory, commissioners to settle the controversies between; 23, 259.

— indenture with the earl of Desmond; 57.

— exemption from cess for; 290.

— exempted from cesses and impositions; 247, 272.

— —, his brothers; 228, 233–236.

— and Desmounde, the earls of; 57, 98, 262, 264.

—, letter from; 205.

— lord treasurer of Ireland, commission for safe-guarding Leix, &c.; 144.

Ormond and Ossory—*cont.*

— lord of the liberty of Tipperary, lord high treasurer of Ireland, general of the armies in Munster and Thomond; 206, 242.

— letters to, touching the earl of Thomond; 207–210, 270.

— and his brethren, the queen's letter touching; 233, 271.

— the queen's letter touching his suits and petitions; 237.

— letter and commission touching the earl of Thomond to; 241, 272.

—, his brethren Sir Edmund Butler and Piers Butler; 245.

Ormonde, lady dowager of; 279.

Oreus. *See* O'Rourke.

O'Rourke, Orourke, Orwerke, Oreus:

Barnaby; 274.

Brian; 286.

Bernard; 195.

Eugenius; 196.

Hughe boy, his mocion and offere to be accepted; 141.

Osberton. *See* Fitzgarret of Osberton.

Oshaughes. *See* O'Shaughnessy.

O'Shaughnessy, Oshaughnes; 202.

Ossory, Ossorie; 67, 68.

Peter Butler, earl of; 44, 95.

Ormond and. *See* Ormond.

Ossory, Upper, Upperossorie; 67, 72, 74, 109, 124, 126, 135, 144, 145, 149, 287.

baron of [Barnaby or Barnard FitzPatrick]; 4, 23, 71, 72, 149, 169, 178, 257, 258, 262, 267, 274, 275, 278, 282.

—, his son Sir Barnaby FitzPatrick; 18, 145, 149, 150, 167, 242, 243, 244.

[Barnaby FitzPatrick, the son], baron of; 286, 287, 288.

[Florence or Fymin FitzPatrick], baron of; 290.

the baron of and the earl of Ormond; 23.

O'Suillivans; 275.

Otoole, Othowle, Otote, Othole, Othoyl,

Otoyl, Toole:

— killing of; 274.

Phelim; 39.

Lucas; 39, 153, 260.

See also Tooles.

Oughterany, Oulteriney, Outer Inne, barony of; 87, 90.

Oulteriney. *See* Oughterany.

Outer Inne. *See* Oughterany.

Ovenden, Peirce; 295.

Owgan of Racothie; 87.

Oxford; 211.

University, sons of Rory Omore at; 114, 264.

Oxfordshire; 211.

P.

Pale :

the English ; 33, 36, 50, 81, 108, 110, 114, 127, 137, 141, 146, 148, 167, 174, 175, 183, 184, 198, 199, 200, 201, 207, 259, 262, 264, 265, 266, 277, 281, 284, 289, 290, 291, 292, 293.

cessors, or sessours in the ; 110.

commissioners for ; 184.

lords of the, letter to the queen ; 290.

corn from ; 20, 44, 108, 258, 260, 264.

no horse or hackney to be sold out of ; 84.

defence of the ; 183, 269, 284.

sea coast of the ; 80, 261.

next neighbours to the ; 135.

See also English Counties or Shires.

Palmerston, Palmerstown. *See* Alen of Palmerston.

Parker :

John, Master of the Rolls ; 3, 44, 45, 52, 53, 55, 70, 71, 73, 86, 95, 97, 99, 103, 110, 114, 115, 116, 119, 123, 128, 132, 134, 135, 136.

John, of Holme Patrike, Master of the Rolls ; 12.

— constable of Dublin castle ; 279.

Parliament :

to be freed from appearance in. *See* Galway.

privilege not to come to ; 274.

sraghan an exaction for coming to ; 276.

See Dogheda ; Dublin.

Passes :

to cut ; 7, 11.

levy of labourers to cut ; 31.

Patricke, Old. *See* Holmpatrick.

Payneston. *See* Feld of Payneston.

Peirce. *See* Pierse.

Pelham, Sir William ; 287.

Pembroke, lord ; 133.

Penanga, Edmond ; 197.

Pentkney, Pentney of the Cabraghe ; 15, 89, 92.

Pepparde, Peperd, Walter ; 87, 238.

Perrot, Sir John :

lord deputy ; 289.

his household ; 289.

Pettit, Petites, Pettites, Petyte ; 16, 87, 164.

Sir Garet ; 138.

Sir Garret and his son ; 87.

William ; 180.

Phelim, Ro, Roo ; 17, 166.

Terrence son of ; 220.

Phepo of the Rowan or Rowthan ; 15, 86, 164.

Phillip, king ; 262.

Philip and Mary ; 259, 285.

Philipstown, Philipstone, Philipstowne, Philippistowne [or the Dangan in Of-faly] ; 144, 177, 242, 243, 244, 267.

Phillips ; 295.

Pierse, Pierce, Pieres, Peirce :

captain ; 146, 287.

William ; 3, 4, 10.

Pierston. *See* Golding of Pierston.

Piltown, Bellaghenefoillye, Baile an phoill, co. Waterford ; 206.

Pinnance, Pynnyssse ; 148.

Pipho, Robert ; 153.

Pippine, Gilliam, of St. Malous ; 282.

Piracy ; 148.

Pirates ; 285.

Platten. *See* Darcy of Platten.

Pledges taken by the lord deputy ; 47.

Plonket. *See* Plunket.

Plunket, Plunkett, Pluncket, Plonket :

George, sheriff of Louth ; 87.

John ; 162.

— chief justice ; 75, 82, 86, 97, 99,

102, 103, 108, 110, 111, 112, 113,

114, 115, 116, 117, 118, 119, 123,

125, 126, 127, 128, 130, 132, 135,

136, 140, 154, 156, 159, 169, 223,

225, 228, 230, 231, 236, 251, 252,

255.

— of Donshoghley or Donshaghy ;

23, 162, 258.

— of Loghekrewre ; 86, 167, 168.

Patrick, of Gibbiston ; 86.

Sir Oliver ; 86, 138.

Sir Oliver, of Rathmore ; 167, 168.

Richard, of Newes ; 87.

Thomas ; 177.

baron of Killeen. *See* Killeen.

lord of Dunsany. *See* Dunsany.

baron of Louthe. *See* Louth.

Plunkets, the ; 14, 89, 92, 93, 142, 163.

Poer. *See* Power.

Polles, Poules :

kernes of the ; 15, 90, 92, 261.

of the countie of Meathe, the ; 260, 275.

Pomaren. *See* Pumaren.

Ponynges. *See* Poynings.

Pooren. *See* Powerne.

Popes, the ; 277.

Pope's authoritie, renounceinge ; 273, 275.

Portas, Portesse ;

captain ; 3, 145.

William ; 138.

Porterarde ; 273.

Porterston, Portreston. *See* Finglas of Poterston.

Portugal, Portingales, plate of the king of ; 281.

Poterston, Portreston, Porterston, Porters-towne. *See* Finglas of Poterston.

Pott, Walter ; 196, 197.

Potter, Edward ; 296.

Poules. *See* Polles.

Power, Powre, de la Poer :

Anthony ; 138.

David ; 103.

[John de la Poer] lord ; 51, 97, 98, 101, 138.

— and the gentlemen, &c. of the Powerne countrey ; 95, 263.

— *See also* Curraghmore.

- Powerne, Pooren :
 country ; 97, 276.
 —, lord Power and the gentlemen,
 &c., of the ; 95, 263.
- Poynings, Ponynges :
 Act touching the arming of the
 country ; 275.
 Sir Edward ; 39.
- Preston :
 Robert, of Balmadon ; 13, 89, 91, 162.
 viscount Gormanstown. *See* Gor-
 manstown.
- Priesthaggard, Prycehagarde, Prishagard,
 co. Wexford ; 76, 77.
- Primate, the lord ; 17, 31, 165, 280.
- Printing the Irish testaments ; 295.
- Prise. *See* Wines.
- Prishagard. *See* Priesthaggard.
- Prycehagarde. *See* Priesthaggard.
- Purcell :
 Peter ; 103.
 Thomas, baron of Loughmoye ; 100.
 William, of Ballycormoke, his two
 sons ; 100.
- Purmaren in Zealand, the ship called the
 Turtell dove or Turtur of ; 103, 195.
- Pursevantes [fees], of ; 255.
- Pyfolde, Robert, sheriff of Dublin ; 137.

Q.

- Queen, the. *See* Elizabeth ; Mary ; Scots.
 Queen's Bench, justice of. *See* Dowdall.
 Queen's debts ; 1, 257.
- Queen's County, Queene's Countie ; 32,
 129, 145, 168, 169, 268, 274, 285, 290,
 292.
 commonly called Leix ; 171.
 lieutenant of. *See* Radcliffe.
 seneschal of. *See* Cosby.
 part of. *See* Oregan.
 and Irish counties adjoining, special
 commissioners for ; 138.

R.

- Rabane. *See* Rebane.
- Racothie. *See* Owgan of Racothie.
- Radcliffe, Radecliff, Radecliffe, Rade-
 cliffe, Radelyf :
 Sir Henry ; 29-32, 36, 39, 42, 44, 45,
 50, 52, 53, 55, 68, 74, 75, 77, 90,
 93, 95, 97, 99, 110, 113, 123, 125-
 128, 130, 132, 134-138, 140.
 — lieutenant of Leix and Offaly ;
 12, 42, 134, 259.
 — lieutenant of the King's and
 Queen's Counties and forts of
 Philippistowne and Marybowroghe ;
 144.
 — his band of horsemen ; 130.
 — licensed to repair into England ;
 144.

- Radcliffe, Radeclive, Ratcliffe, Sir Tho-
 mas, lord FitzWalter [1542-17 Feb-
 ruary 1536], third earl of Sussex [17
 February 1556-1583], lord Egremont
 and Burnell, &c. :
 lord deputy ; 1-10, 12, 18, 20, 22-25,
 27, 30-32, 34-37, 39, 40, 43, 44,
 50-54, 60, 66, 68, 73-75, 78, 83,
 88, 94, 95, 97, 98, 101, 103, 107,
 108, 110-114, 116, 117, 119, 122,
 123, 125, 127, 128, 133-134, 184,
 189, 261, 262, 294.
 —, took his othe and enterid into
 the goverment ; 1.
 — recalled to England ; 55.
 — covenant with the earl of Clan-
 ricarde ; 60-63.
 — at the water side ready to come
 over ; 73.
 repair (to England) on his private
 affairs ; 118.
 return [to England] ; 132, 134.
 and council, letter to the earl of
 Kildare ; 133.
- Radoune. *See* Rathdown.
- Raffecke. *See* Rathe of Raphecke.
- Raffen, Raffin, Raffyn. *See* Veldon of the
 Raffin.
- Ragheryns. *See* Raghlin.
- Raghlin, Ragheryns ; 4, 6.
- Rahaster. *See* Tate of Rahaster.
- Rahode, Rathodd. *See* Drake of Rahode.
- Randall :
 Francis ; 132, 138, 152.
See Randolfe.
- Randelston. *See* Everarde of Randel-
 ston.
- Randolfe, Randall, Colonel Edward ; 186.
- Randown, Randone, house of St. Johns of ;
 113.
- Raphecke. *See* Bathe of Raphecke.
- Raphoe :
 bishop of. *See* MacCongail.
 official of. *See* Odonell, Hugh.
- Raskeath, lord deputy at the camp at ;
 183.
- Ratayne. *See* Ivers of Ratayne.
- Ratcliffe. *See* Radcliffe.
- Ratheool, Rathcowill, co. Dublin ; 188.
- Rathdown, Rathdowne, Radoune, barony
 of ; 14, 86, 89, 90, 91, 94, 163, 285.
- Ratheddy ; 176.
- Rathehangann ; 156.
- Rathehesker ; 177.
- Ratheskeaghe ; 227.
 besides Dundalk ; 2.
- Rathfarnham, Rathefernam, the well
 near ; 294.
- Rathkeale, Rathkwyile ; 71.
- Rathmore, Rathmoore, co. Kildare ; 188.
See Plunket of Rathmore.
- Rathodd. *See* Drake of Rathodd.
- Rathwil ; 176.
- Ratoath, Ratooth, Ratothe, Ratowthe,
 Rathethe, Rathtowthe, barony of ; 15,
 54, 55, 67, 82, 86, 89, 90, 91, 92, 93,
 110, 124, 125, 163, 188.
- Raubynson, William ; 27, 259.

Ravener, Ricardus; 66.
 Rayllies. *See* Reillys.
 Raymonde Oge; 88.
 Reade Harpe, one peece called; 122, 265.
 Rebane, Rabane:
 [Christopher St. Michael or St. Miche] baron of; 87.
 barony of; 87, 90.
 Reciprocation, Act of; 288.
 Recognizances; 276.
 Redmounde, Readmonde, Oge, of Cloin-block; 191, 192.
 Rehaskath; 177.
 Reillys, Rayllies, the; 67, 74.
 Remembrancer, the chief. *See* Colman.
 Reogh, Walter; 290.
 Rian:
 Dearby, a worthie Irish learned man; 280.
 Dermittus; 274.
 William; 295.
 Richarde of Kilbryde; 92.
 Richardstowne; 177.
 See White of Richardestowne.
 Rigkynshorde, Rigkynhorde. *See* Blackney of Rigkynhorde.
 Rikenhore. *See* Blackney of Rikenhore.
 Rimors; 284, 285.
 Rioghe, Donnell; 240.
 Riverstown, Ryverston. *See* Dillon of Ryverston.
 Ro. *See* Roe.
 Robarte, Hugh; 3.
 Robarteston. *See* Talbot of Robarteston.
 Robertston. *See* Barnewell of Robertston.
 Roche:
 lord [Maurice]; 262, 275.
 — indenture with the earl of Desmond; 58.
 — Davy Roche his son; 58.
 — his children; 144.
 — Edmonde Spencer against; 295.
 Philip; 277.
 Roches, the; 176.
 Roches countrey; 58, 262.
 Rocheford, Rucheford:
 of Keranston; 15, 90, 92, 164.
 of Kylbryde; 15, 86, 92, 164.
 Christopher; 86.
 Rochefordeston. *See* White of Rochefordeston.
 Rochelle; 45, 46.
 Roe, Ro, Roo:
 Edmund. *See* McTirrelaughe.
 Even. *See* Even Ro.
 Phelim. *See* O'Neill; Phelim Ro.
 Rogers, E.; 133, 190, 196.
 Rokeby, Roockby, Rafe; 203, 210.
 Rolls, Rowles, Rolles:
 Master of the; 283, 294.
 — sequestringe the; 286.
 — *See* Cooley; Cusake; Draycot; Parker; White.
 Rome:
 provisions from; 280.
 Romish bishops and priests coming from, [to be expelled and persecuted]; 295.

Romish bishops or priests. *See* Rome.
 Roo. *See* Roe.
 Roockby. *See* Rokeby.
 Roscommon, Roscomon; 273.
 Rose or Roose halfpeny; 122, 265.
 Rosegarland, Rossegarlande, co. Wexford, 51, 52, 88, 261.
 Rosmaha Stevenson; 176.
 Ross, Rosse:
 collegiall residence at; 226.
 New; 101, 104, 105, 294.
 — merchants of; 103.
 — prise of wines; 279, 282.
 Rossegarlande. *See* Rosegarland.
 Rosseke; 287.
 Rouse, Rows, Sir Edmund, vice-treasurer, &c; 12, 258.
 Rowan, Rowthan. *See* Pheph of the Rowan.
 Rowestowne. *See* Barnewall of Rowston.
 Rowe:
 Arte, his son. *See* Kavanagh.
 Caer. *See* Kavanagh.
 Oconnor. *See* Oconnor.
 Rows. *See* Rouse.
 Rowston, Rowestowne. *See* Barnewall of Rowston.
 Rowthan. *See* Phepho of Rowthan.
 Rowthiston; 177.
 Russell:
 Bartholomew, of Feltym; 13, 90, 91, 162.
 —, Robert his brother; 13.
 Patrick, of Seaton; 13, 90, 91, 162.
 Sir William; 292, 295.
 Russelleswod. *See* Bermingham of Russelleswod.
 Rucheford. *See* Rocheford.
 Ryan. *See* Rian.
 Ryverston. *See* Dillon of Ryverston.

S.

Sacraments, administration of the; 283.
 Salmon shipped to England; 281.
 Salt, Salte, Sawte, barony of; 87, 90, 93.
 Salthous; 177.
 Salynger. *See* St. Leger.
 Saria, Sarria, marquis of. *See* Castro.
 Sarsfield, Sarsfeld, Sarsfelde:
 of Sarsfieldston, 14, 163.
 Patrick; 87, 138.
 —, of Deserddelan, 127, 131.
 William, of Lucane; 162.
 Sarsfieldeston. *See* Sarsfield of Sarsfieldeston.
 Sarswell of Sarswelleston; 89, 92.
 Sarswelleston. *See* Sarswell of Sarswelleston.
 Saucerston, Saucerstowne. *See* Blackney of Sawcerston.
 Saude, Hubarte Van de; 52.
 Saunders, William, of Learpoole; 27, 259.
 Savage; 8, 11, 17, 166.

- Sawcerston. *See* Blackney of Sawcerston.
- Sawte. *See* Salt.
- Say, Thomas; 286.
- Saynet Pulchers. *See* Dublin, Saint Sepulchres.
- Saynet Sepulchres. *See* Dublin.
- School, erection of a free. *See* Galway.
- Scotland, Scottelande; 4, 79, 257.
- Scots, Skottes, Scottishemen; 2, 4, 6-11, 18, 43, 48, 54, 107, 185, 198, 199, 201, 224, 225, 257, 270, 281.
- out of the Isles; 282.
- queen of; 218.
- Scottish shore; 4.
- Scurloke, Skurlocke, Skurloke, Scurloke, Shurlock, Barnaby or Barnabe; 15, 86, 89, 92, 138, 164.
- John; 86.
- Seal:
- delivered of the three ordinary courts; 68, 75, 262, 263.
- the Great; 275, 294.
- Great seal delivered to the chancellor; 68, 74.
- , old one broken, 68, 74.
- Seals. *See* England.
- Seaton, Seton. *See* Russell of Seaton.
- Secretary:
- the queen's; 89, 90.
- See* Girton.
- Sentleger. *See* St. Leger.
- Seton. *See* Russell of Seaton.
- Shanan. *See* Shannon.
- Shane, France; 286.
- Shanebally Moortagh; 170.
- Shannon, Shenan, Shennan, river; 39, 56, 135, 169, 203, 280.
- Shenan. *See* Shannon.
- Shelmaliere, Shilemalire, co. Wexford; 76.
- Shenles; 177.
- Shennan. *See* Shannon.
- Sheriff, the Shrieffe in person; 16.
- Sheriffs patent; 295.
- , fees to be paid by; 295.
- Sherleston; 177.
- Shurlock, Shirloge, Shurlock, Shurlog, Patrick; 71, 138, 155, 156, 267.
- Shilemalire. *See* Shelmaliere.
- Shillelagh, Sylelo:
- co. Wicklow; 250, 272.
- , captain of. *See* Travers of Munketon.
- Ship, ships; 257.
- Dooble Rose; 3, 4.
- Flower-de-luce; 4.
- Gerfawcon; 3, 4.
- Handmaide; 286.
- Mary Wylloby; 3, 4.
- Sprite Volant; 45, 78.
- Turtell dove, or Turtur, of Purmaren in Zealand; 103.
- Ships, their majesties; 3.
- Shirloge. *See* Sherlock.
- Shortall, Thomas; 100.
- Shrieffe. *See* Sheriff.
- Shurlock, Shuriog. *See* Scurloke, Sherlock.
- Sidney. *See* Sydney.
- Sinot, Richard, prebendary of Edermine; 227.
- Skerries, co. Dublin; 279.
- Skottes. *See* Scots.
- Skreen, Skryne, baron [Walter Marwarde] of; 14, 89, 92.
- barony of; 14, 86, 89, 90, 91, 93, 163.
- portruff of; 163.
- Skryne. *See* Skreen.
- Skurloke. *See* Scurloke.
- Skutes, Skute. *See* Jacobson.
- Slade, Slead, in the barony of Forth, co. Wexford; 139.
- See* Hay of Sleade.
- Slaght, Dermot Lawdarage. *See* Lawdarage.
- Slane:
- co. Meath; 110, 188.
- Slane, James Fleming, baron of; 2, 16, 29-31, 36, 53, 55, 68, 82, 86, 93, 123, 125, 138, 140, 165, 168.
- barony of; 16, 86, 89, 90, 92, 93, 165.
- Sleade. *See* Hay of Sleade.
- [Slievenaghy], Slemarge, Slewemarge; 32, 40, 144, 145, 260.
- Sligo; 273.
- castle of; 187, 269.
- cockett of; 273, 275.
- Oconnor. *See* Oconnor Sligo, Donald.
- Smerymon; 177.
- Smithe, Henry; 253.
- Smyth, Thomas; 3.
- Smytheston. *See* Hamling of Smytheston.
- Soldiers' allowances; 288.
- cashered; 287, 288.
- discharged; 127, 264, 265.
- discharged from cess; 286.
- may be "abated"; 136.
- proclamation for good order; 33.
- meat and drink for; 33.
- relief of; 282.
- of maimed; 196, 269.
- warrant touching; 196, 197.
- victualling and cessing of; 159, 259, 266, 268.
- lodging and victuals for, and misbehaviour of; 110, 111.
- pay of; 110.
- English; 264, 283, 284.
- Solicitor, her Majesty's. *See* Wilbraham.
- Sonnaghe. *See* Tute of Sonnaghe.
- Spain, Spayne, Hispania; 64, 103, 218.
- or Spaynesh merchants of; 45, 78-80, 103, 104, 105, 106.
- See also* Spaniard.
- Spanagh, Donell; 291.
- Spaniard; 260, 263.
- Spaniards landed in Ulster; 291.
- Spencer, Edmonde; 295.
- Sragha. *See* Parliament.
- St. James; 190.
- St. John, Sir Oliver, lord deputy; 294.

St. Lawrence :
 Sir Christopher ; 296.
 baron of Howth. *See* Howth.
 St. Leger, Seintleger, Sentleger, Salynger :
 Agnes, wife of the lord deputy ; 277.
 Anthony ; 189, 282.
 Sir Anthony, lord deputy ; 5, 51, 65,
 257, 273, 279, 280, 281.
 —, lord justice ; 279.
 John ; 46.
 Sir Warham ; 155, 169, 183, 190, 200,
 201, 223.
 St. Malo, St. Molous, St. Malow ; 282.
 ships of ; 295.
 St. Michael, or St. Miche, baron of Re-
 bane. *See* Rebane.
 St. Moline. *See* St. Mullins.
 St. Mullins, St. Moline ; 221.
 St. Patricks :
 dean of. *See* Basnet.
 deanery of ; 296.
See Dublin.
 St. Sepulchres, St. Puchres. *See* Dublin.
 Stabanan ; 177.
 Stackallen, Stacallen, Stockallen, Stock-
 ullyn ; 177.
See Barnewall of Stackallen.
 Stanley, Sir George :
 marshal of the army, general in Ul-
 ster ; 4, 6, 32, 36, 39, 43-45, 49,
 50, 52, 53, 55, 68, 70, 73, 74, 95, 97,
 99, 102, 110, 111, 112, 113, 114,
 116, 117, 118, 119, 123, 125, 126,
 127, 130, 132, 134, 135, 140, 257.
 to have the ordering of the borders
 of Meath ; 131.
 Star Chamber, clerk of the. *See* Kendall.
 Stealrths, stelhths ; 276.
 Stephenston, Stevenson. *See* Fleming of
 Stephenston.
 Steward, Sir William ; 293.
 Stockallen. *See* Barnewall of Stachallen.
 Stockullyn. *See* Barnewall of Stachallen.
 Stokes :
 Nicholas [of Swerdes] ; 13, 89, 91.
 William, of Knockengen ; 162.
 Stradbally, Stradballie ; 241.
See Bealyng of Stradbally.
 Strade, Robert ; 295.
 Strange, Straunge, Thomas le ; 87, 138.
 Stucley, Thomas ; 232, 271.
 Sueke, Suca, the river ; 67, 109.
 Supremacy, oath of ; 256.
 Surdwalstone. *See* Bane of Surdwalstone.
 Sussex, earl of. *See* Radcliffe.
 Sutton :
 of Tippar ; 87.
 David, of Kildare ; 278.
 Garret ; 87, 138.
 Gerard, of Connall ; 127, 131.
 John, of Tippar ; 138, 191, 192.
 Oliver or Olyver ; 87.
 Sweteman, William, sheriff of Kilkenny ;
 138.
 Swerdes. *See* Swords.
 Swords, Swerdes. *See* Stokes of Swords ;
 Tailor of Swerdes.

Syddan, Sydden, Syden. *See* Flemyng of
 Syddan.
 Sydney, Sir Henry :
 vice-treasurer and receiver-general ;
 or lord justice ; 3-12, 19-25, 27,
 29-32, 39, 44, 45, 47, 49, 52, 53,
 55, 64, 68, 70, 73-75, 78, 257, 261,
 262.
 lord deputy of Ireland, lord president
 of the counsell in Wales ; 149, 154,
 161, 168, 170, 190, 193, 194, 195,
 196, 197, 199, 200, 212, 220, 222,
 227, 229, 230, 231, 234, 236, 238,
 239, 245, 249, 250, 251, 252, 253,
 254, 261, 267, 271, 284.
 and Calbhach Odonell ; 185-187.
 and Donald Oconnor ; 187-188.
 indenture with Donald Oconnor Sligo ;
 220.
 agreement with the captains of Gallo-
 glasses ; 177.
 Sylelo. *See* Shillelagh.

T.

Taffe, Taff, of Cookeston ; 17, 165.
 Taffes, the ; 17, 166.
 Taft, Robert ; 177.
 Taghmon, Tamonde, co. Wexford, W.
 Devrous prebendary of ; 227.
 Tailor, Tailor, Taillour, Taylor :
 of Feltrym ; 89.
 Robert, of Swerdes ; 13, 91, 162.
 Talbot, Talkott :
 of Robarteston ; 15, 89, 92, 163.
 of Malahide ; 128.
 Matthew, of Dardeston ; 14, 86, 89,
 93, 163.
 Richard, of Templeogue ; 13, 162.
 — second justice ; 82, 86, 89, 91.
 Robert, of Belgar, or Bellegarde ; 13,
 82, 86, 89, 91, 162.
 William, of Malahide ; 13, 89, 91,
 138, 162.
 Talestown ; 176.
 Taliston, Tallinston ; 176, 177.
 Tallon :
 of Weston by the Nall ; 13, 89, 91.
 Edmund, of Gylberstone ; 250.
 John, of Kilmore ; 250.
 Robert, of Downlovan ; 250.
 Tamonde. *See* Taghmon.
 Tanetship ; 70, 262.
 Tankarde, Tancarde, Tancered, of Castel-
 ton ; 15, 89, 92, 163.
 Taraghe, Tarragh, hill of ; 177, 249.
 Tartayne. *See* Holywodde of Tartayne.
 Tate, Tathe :
 Nicholas, of Balbragan, or Ballybra-
 gan ; 87, 184.
 — of Rahaster ; 87.
 Robert, of Cookestowne ; 184.
 Robert, of Mullagharrye ; 87.
 Tayllor. *See* Tailor.

- Teling :
 of Mullagha ; 164.
 Richard ; 281.
- Templeogue, Templeoge. *See* Talbot of Templeogue.
- Terbert ; 296.
- Terrell, Terell. *See* Tirrel.
- Terteyn. *See* Holywodde of Tartayne.
- Testaments, Irish. *See* Printing.
- Testons :
 marked with a portcullis ; 115.
 stamped with the harp ; 120.
- Thickpenny, Thickepenny, John ; 229.
- Thieves, hanging of ; 276.
- Thomas, Nyne, of Cotlanston ; 193.
- Thomond, Thomonde, Tomonde ; 100, 207, 208, 213, 215, 277.
 gentlemen of ; 206, 261.
 —, gentlemen of, oath taken by ; 56.
 inhabitants of ; 273.
 army in ; 206.
 march into ; 205.
 See also Clare.
- Thomond, Murrough or Morice O'Brien [July 1543-1551, first] earl of ; 275, 277.
 —, his son [Donough O'Brien], baron of Ybrecan ; 277.
- Donough O'Brien [second] earl of, [d. April 1553] ; 280, 281, 282.
- , his brother, SirDonnell O'Brien ; 281, 282.
- Cornelius, Conor or Con O'Brien [third earl of] ; 95, 99, 135, 213, 241, 242, 250.
 —, letter touching ; 201-204, 269.
 —, oath taken by ; 56, 261.
 —, letters to ; 204, 269.
 —, Ormond's letter touching ; 205, 270.
 —, offers and requests of ; 206, 207, 270.
 —, letter to the earl of Ormond and Ossory, touching ; 207-210.
 the queen's letters touching ; 210-212, 270.
 —, his surrender ; 213-214.
 —, submission of ; 212, 270, 283.
 —, articles touching ; 214, 270.
 —, not to leave Dublin ; 214.
 —, his brother Tirrelaughe ; 215.
 —, [speeches recanted by] ; 215, 270.
 —, his castle of Clare ; 241.
- Thornburgh, bishop John. *See* Limerick.
- Thorneton, George, vice - president of Munster ; 296.
- Tippar, Tipper. *See* Sutton of Tippar.
- Tipperary, Tipperarie, Tiperary, Typpe-rary :
 county of ; 22, 67, 74, 109, 124, 126, 144, 155, 168, 169, 172, 235, 237, 247, 268, 275, 279, 290, 292.
 special commissioners for ; 138.
 lord of the liberty of. *See* Ormond and Ossory, earl of.
- Tipperary, Tipperarie, Tiperary, Typpe-rary—cont.
 sheriff of ; 100, 290.
 —, *See* Butler, Pierce.
 liberties of ; 57, 262, 292.
 friary of ; 295.
- Tirconnell, Tireconcil :
 Connalia, now Donegal ; 185, 186, 187, 275.
 Calvatus Odonell, captain of ; 188.
- Tirebrassell, barony of ; 280.
- Tirel. *See* Tirrell.
- Tirone. *See* Tyrone.
- Tirrell, Tirel, Tyrrel, Terrell :
 of Fertullaghe ; 16, 278.
 John ; 87.
 —, captain of Fertullaghe, new commission ; 141, 266.
 Patrick ; 148.
 Sir Thomas ; 87, 102.
 William ; 180.
- Tirrell's Castle ; 76.
- Tirrelles :
 the ; 87, 164.
 country ; 142.
- Tobin, Thomas, dame Elinor, sister of the earl of Desmond, married to ; 279.
- Tobyn, James ; 100.
- Toghesuier. *See* Eastbrooke.
- Toloncane. *See* Comyn of Toloncane.
- Tombe, Toome, Towne, co. Wexford, Stephen Hay, prebendary of ; 227.
- Tomond. *See* Thomond.
- Tooles, Towelles, Towles, Towlles, Thooles ; 14, 89, 94, 135, 141, 147.
 doubtful behaviour ; 140.
 of the Fertry ; 260.
 of Omaily, Omayle ; 67, 74, 109, 124, 126, 143.
 country ; 39, 139.
 See also O'Toole.
- Toome. *See* Tombe.
- Towles, Towelles. *See* Tooles.
- Towne. *See* Tombe.
- Towns :
 maritime ; 294.
 the thoroughfare ; 188.
- Travers :
 John, master of the Ordnance ; 275.
 —, of Ballykey ; 13, 89, 91, 162.
 Sir John ; 3-6, 8-12, 14, 19-23, 25, 27, 29-31, 44, 45, 50, 52, 53, 64, 68, 71, 73, 82, 86, 89, 91, 108, 110, 111, 112, 113, 123, 189.
 —, of Munketon, captain of Sylelo ; 250.
 Lady, of Monkton ; 163.
- Treasurer :
 the ; 88, 89, 93, 176, 197, 267, 285, 290.
 warrant granted out to ; 148.
 of Ireland. *See* Desmond, earl of ; Ormond and Ossory, earl of.
- Tremaine, Tremayne, Edmunds ; 214, 238.
- Trent, Council at ; 187.

Trim, Triname, Trym, Tryme, Trymme; 44, 49, 67, 68, 73, 74, 109, 110, 124, 125, 126, 169, 183, 188, 277.

the portereffe of; 15, 89, 92, 164.

Trimleston, Trimletiston, Trymletston:

Patrick Barnewall, lord; 2, 15, 25, 27, 29-31, 36, 44, 50, 55, 64, 68, 74, 82, 86, 89, 92, 108, 110, 111, 112.

R. [Barnewall] lord; 130, 135, 136, 138, 140, 142, 154, 164, 169, 223, 224, 227, 230, 232, 236, 240, 249.

Trimleston, Trymbleston. *See* Barnewell of Trimleston.

Trinity College. *See* Dublin.

Trym. *See* Trim.

Trymneanaghe, inhabitants of the cantred of, 155.

Trymbleston. *See* Trimleston.

Tuam, or Thomond:

Christopher Bodkyn, archbishop of [5 Feb. 1536/7-1572]; 36, 60, 130, 157, 181.

diocese at; 274.

Tullaghgarry. *See* Eustace of Tullaghgarry.

Tulleyvin, castle of; 194.

Tullocke. *See* Byrte of Tullocke.

Tureke. *See* Lynche.

Turnor, 294.

Turnour, William; 3.

Turvey. *See* Cardiff of Turvey.

Tute, Tuyte:

of Baltrastyn, 16, 86, 165.

of Molenlee; 16.

of Sonnaghe; 16.

Richard; 87, 138.

Sir Richard; 87, 102.

Tutes, the; 87.

Typperary. *See* Tipperary.

Tyrone, Tirone, county; 8, 9, 197, 198, 199, 200, 201, 219, 275, 280, 281.

Tyrone:

[Con Baccagh O'Neil first] earl of; 7, 17, 257, 275, 278, 280, 281.

— of the Privy Council; 275.

—, his son John (Shane) Oneyll; 9, 107, 257.

Hugh [O'Neill second] earl of; 291, 294, 296.

U.

Ughtredy, Sir Henrie; 295.

Ulster:

6, 7, 8, 9, 173, 280.

King at Arms, Daniel Mullinex; 293.

lord deputy entering; 183.

general in. *See* Brereton; Stanley.

defence against the Scots; 257.

Spaniards landed in; 291.

cesse of bieves upon; 8, 257.

composition in; 294.

— bands in; 290.

foot companies in; 290.

hosting in; 276.

University, letter to the Council in England touching the erection of a; 246, 272.

See also Dublin, Trinity College.

Upper Ossory. *See* Ossory, Upper.

Uriell, Uryel, Uryell:

country of; 19, 22, 26, 67, 73, 74, 94, 109, 281.

sheriff of; 177.

speciall commissioners for; 138.

the rising out of; 165.

Ussher:

William, clerk of the Council; 256, 273.

—, his table to the Council Book; 257-273.

V.

Vagabonds. *See* Idle persons.

Veldon, Velden; 165.

of the Raffin or Raffyn; 16, 86, 90, 93, 165.

Vicarman, William; 197.

Vice treasurer. *See* Brabazon.

Virtualing; 290.

of soldiers; 159, 289.

W.

Wakeley, John; 49.

Walche. *See* Walsh.

Wales, lord president in. *See* Sydney.

Wall, Richard; 87.

Wallop, Sir Henry; 288, 289, 291.

Walsh, Walshe, Walche:

Henry, mayor of Waterford; 52.

James; 241.

Nicholas; 79, 80.

—, chief justice of Munster; 287.

Thomas, a baron of the Exchequer in England; 274.

William, bishop of Meath. *See* Meath.

See also Welshe.

Walterstone; 250.

Warenstown; 177.

Warne. *See* Warren.

Warren, Waren, Warne:

Henry; 292.

Captain Humphrey or Humfre; 6, 74, 89, 90, 93, 102, 110, 111, 113, 118, 125.

William, 253.

Waspelston. *See* Finglas of Westpleston.

Water. *See* Clynton of the Water.

Waterford:

city or haven of; 45, 46, 78, 94, 95, 97, 98, 99, 100, 101, 105, 169, 235, 275.

Waterford—*cont.*

- mayor of; 101, 229, 261.
- , Henry Walshe; 52.
- , Peter Dobben; 52.
- mayor and citizens of; 51.
- — — corporation of; letter from the lord deputy and council to; 248, 272.
- and bailiff of; 45, 46, 78.
- bailiff of, John Neyle; 78–80, 263.
- two aldermen from the corporation, to appear before the lord deputy and Council; 241, 272.
- merchants of, and Francisco Dias; 78–80, 263.
- spoiled by Frenchmen; 280.
- prise of wines at; 279.
- ship of Antwerp at; 53, 261.
- transport of wool by the citizens of; 277.
- jail of; 79.
- See also* Wise of Waterford.
- Waterford, [Patrick Walsh] bishop of; 96, 97, 98, 101.
- Marmaduke Middleton, bishop of; 287.
- [Thomas Wetherhead] bishop of; 294.
- Waterford county; 22, 27, 67, 74, 97, 99, 101, 109, 124, 126, 144, 145, 146, 168, 169, 172, 235, 263, 264, 268.
- sheriff of; 96, 101.
- special commissioners for; 138.
- rising out of the; 172.
- Powerne country in. *See* Powerne.
- Waxford. *See* Wexford.
- Weaseley. *See* Wesley.
- Weatherhead, bishop Thomas. *See* Waterford.
- Wedgwood, Wedgewode, Wedgwoode, John, controller to the lord deputy; 191, 192, 193.
- Weirs. *See* Boyne.
- Weixforde. *See* Wexford.
- Welchmen's country; 14, 89.
- Wellisly, Wesley, of Dyngan or Dengen; 86, 164.
- See* Wesley.
- Welshe, Patrick; 104.
- William, of Carrickmayne; 82, 86.
- See also* Walsh.
- Wesley, Weaseley of Blackhall; 15, 86, 89, 92, 163.
- Garret, of Blackhall; 87.
- See* Wellisley.
- Wespelleston. *See* Finglas of Westpleston.
- Westmeath, West Meath, Westmethe, West Methe, Westmythe; 22, 27, 32, 42, 43, 44, 46, 67, 73, 74, 76, 82, 86, 87, 91, 94, 101, 109, 111, 112, 119, 123, 124, 125, 126, 131, 132, 141, 142, 143, 147, 159, 167, 168, 169, 176, 223, 224, 230, 236, 240, 251, 260, 270, 291.
- sheriff of; 16, 167.
- special commissioners for; 138, 139.
- victualler for; 102.
- the rying out of; 164.
- Westminster; 65, 66, 118, 230.

- Weston, Robert, the chancellor; 214, 223, 224, 227, 228, 230, 231, 236, 240, 249, 251, 252, 254, 255, 270.
- See* Tallon of Weston.
- Westpleston, Wespleston, Wespelleston, Waspelton. *See* Finglas of Westpleston.
- Westyna, co. Westmeath; 189, 190.
- Wexford, Weixforde, Waxforde:
 - county; 22, 27, 67, 68, 74, 82, 109, 119, 123, 124, 125, 126, 141, 143, 147, 159, 168, 169, 172, 220, 222, 236, 251, 263, 266, 268, 270, 272, 284, 285, 290, 291, 292.
 - seneschalship of; 51.
 - seneschal of. *See* Brereton; Isam Mountgarret, viscount.
 - seneschal, justices and sheriff of; 101.
 - sheriff of. *See* Deveroux.
 - measures used in; 52, 281.
 - towns or villages in; 76.
 - act for sowing hemp in; 294.
 - special commissioners for; 138.
 - five English baronies of; 291.
 - Fiddershe in. *See* Fethard.
- Wexford, &c., town of; 67, 74, 109, 125, 126, 169, 226, 227, 247, 248.
- order for John Horne against the inhabitants of the town and county of; 253.
- robbery of a bareke in Hampton pool in the river of; 253, 272.
- Wheat:
 - [price of]; 283.
 - licence to load, out of Munster; 294.
- White knight, the; 98, 100.
- White, Whyte:
 - of Balregan; 17, 166.
 - of Clongell; 16, 86, 90, 93, 165.
 - of Flemington; 163.
 - of Richardestowne; 87.
 - of Rochefordeston; 166.
 - baron, of Clontarffe; 13, 90, 91.
 - Edward; 229.
 - N.; 227, 228, 230, 236.
 - Nicholas; 71, 72, 138.
 - , Master of the Rolls; 286.
 - Patrick, baron of the Exchequer; 64, 82, 86, 112.
 - , vicar of Naas; 191, 193.
 - Peter; 87.
- Whitechurch, Whytchyrche, co. Wexford, James Laffane, prebendary of; 227.
- Whitney, Nicholas, prebendary of Clone; 227.
- Whytchyrche. *See* Whitechurch.
- Whyte. *See* White.
- Wicombe. *See* Wycombe.
- Wilbraham, Roger, her Majesties solicitor; 295.
- Williamson, captain; 7, 12, 253.
- Winckfeild, captain Richard; 294.
- See* Wingfield.
- Windegates; 285.
- Windsor Castle, Winsore; 132, 133, 134, 234.

Wines:

prise of; 57, 279, 282, 287.

—, *See* Kinsale; Waterford;
Youghal.

Wingfield, Wyngefyld, James or Jaques;
74, 75, 95, 97, 99, 103, 108, 110, 111,
112, 113, 114, 115, 116, 117, 118, 119,
121, 123, 125, 137, 139, 140.

See Winckfeild.

Winter:

Francis; 104, 106.

—, merchant of Antwerp; 105,
106.

Wise:

John; 241.

Mathew, of Waterford; 138.

Witch [sent] to the lord deputy; 277.

Wolverston, William; 197.

Women and doggs [act against], 285.

Wool to be dyed; 277.

See Waterford.

Wrothe, Sir Thomas; 132, 148.

Wycombe, Wicombe, Thomas, of Drynann;
13, 89, 91, 162.

Y.

Yagoestown, Yagogston. *See* Eustace of
Yagogston.

Ybrecan, baron of [Donough O'Brien], son
of [Murrough] earl of Thomond; 277.

Ynele, Terence son of Henry; 220.

Yoehull. *See* Youghal.

York, archbishop of; 296.

Youghal, Yoehull, Youghell; 155.

prise of wines at; 57, 237, 262.

Z.

Zealand, Zelande; 45.

See Purmaren.

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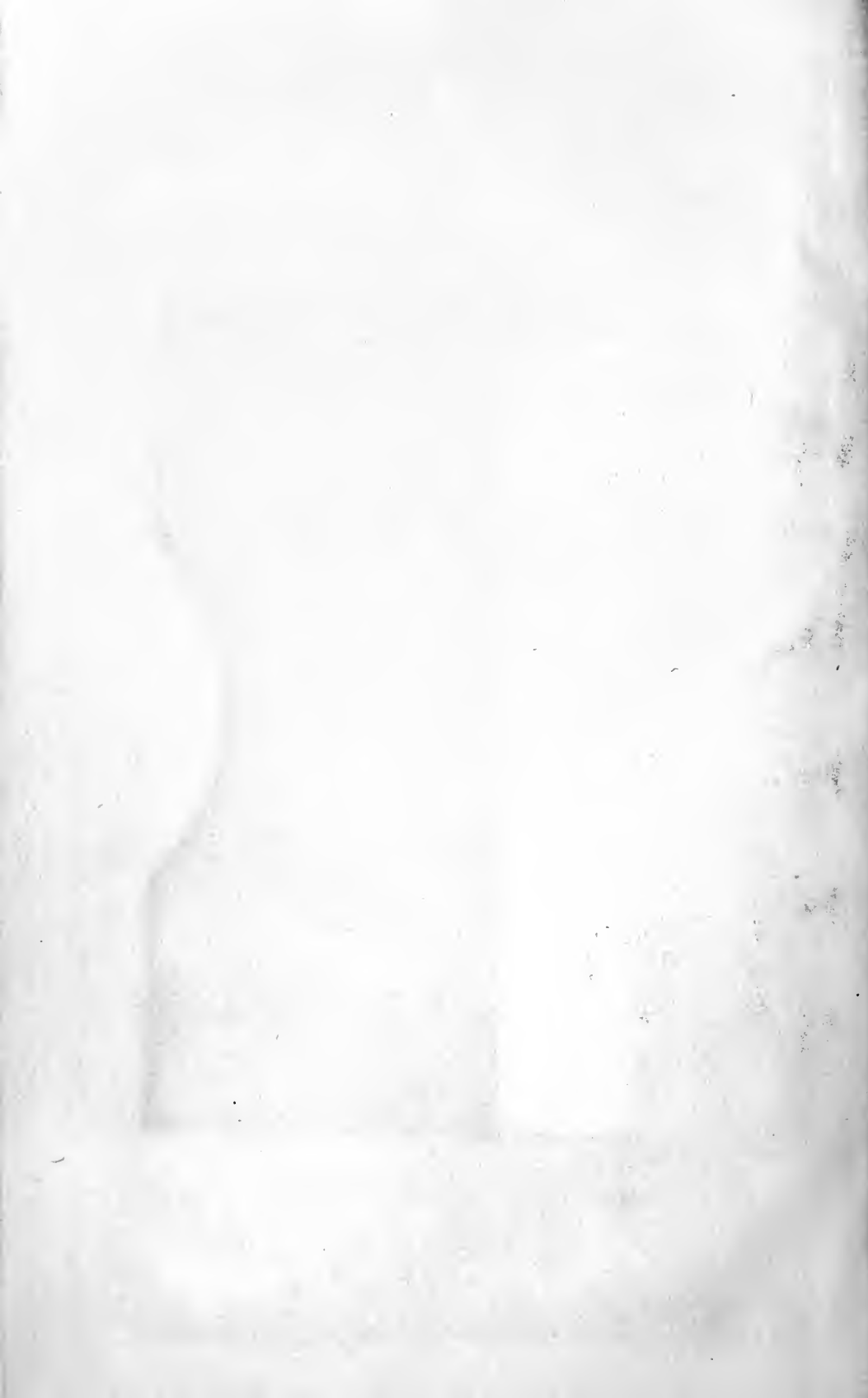
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